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The President

EXECUTIVE ORDER

DIRECTING THE SECRETARY OF THE NAVY TO TAKE ACTION NECESSARY TO PROTECT VESSELS, HARBORS, PORTS, AND WATERFRONT FACILITIES

By virtue of the authority vested in me as President of the United States and as Commander in Chief of the Army and Navy, it is hereby ordered as follows:

1. The Secretary of the Navy shall be primarily responsible for, and shall take such steps, institute such measures, and issue such regulations and orders as shall be necessary for, the safeguarding against destruction, loss or injury from sabotage or other subversive acts, accident, or other causes of a similar nature, of vessels, harbors, ports, and waterfront facilities in the United States and in Alaska, the Territory of Hawaii, Puerto Rico, and the Virgin Islands, except such waterfront facilities as may be directly operated by the War Department. Executive Order No. 8972¹ of December 12, 1941, authorizing the Secretary of War and the Secretary of the Navy to protect certain national-defense material, premises, and utilities from injury or destruction, is modified accordingly.

2. All agencies and authorities of the Government of the United States shall conform to all regulations and orders issued by the Secretary of the Navy pursuant to Section 1 hereof, and shall give such assistance and support to the Secretary of the Navy as their available facilities and personnel will permit.

3. All state and local authorities and all persons are urged to assist and support the Secretary of the Navy at all times in the enforcement of this order, and to conform to all regulations issued hereunder.

4. Except as provided by Section 1 hereof, nothing herein contained shall be construed as relieving any agency or authority of the United States from the performance of any duties now imposed

¹ 6 F.R. 6420.

by law upon it; and nothing herein shall limit or modify the duty and responsibility of the Federal Bureau of Investigation, Department of Justice, with respect to the investigation of alleged acts of sabotage, espionage, or other types of subversive activities, or require it to furnish facilities or personnel under Section 2 of this order.

5. The Secretary of the Navy may delegate to such officers under his direction as he may deem necessary any of the powers and duties conferred upon him by any of the provisions of this order.

FRANKLIN D. ROOSEVELT

THE WHITE HOUSE,
February 25, 1942.

[No. 9074]

[F. R. Doc. 42-1713; Filed, February 27, 1942;
10:50 a. m.]

EXECUTIVE ORDER

AUTHORIZING AND DIRECTING THE SECRETARY OF WAR TO ISSUE CITATIONS IN THE NAME OF THE PRESIDENT OF THE UNITED STATES TO ARMY UNITS FOR OUTSTANDING PERFORMANCE IN ACTION

By virtue of the authority vested in me as President of the United States, and as Commander in Chief of the Army and Navy of the United States, it is ordered as follows:

1. The Secretary of War is hereby authorized and directed to issue a citation in the name of the President of the United States, as public evidence of deserved honor and distinction, to any organization, unit, detachment, or installation of the Army of the United States or the Army of the Philippine Commonwealth for outstanding performance of duty in action on or after December 7, 1941.

2. An appropriate streamer, emblem, or guidon band, of such form and design as may be determined by the Secretary of War, may be displayed by the organization, unit, detachment, or installation described above, to which such citation is issued.

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3. After any organization, unit, detachment, or installation of the Army of the United States or the Army of the Philippine Commonwealth is so cited on two or more separate occasions for outstanding performance of duty in action occurring on or after December 7, 1941, a suitable device identifying such citations shall be issued to all officers and enlisted men who are assigned or attached as members of such organization, the device to become a part of the uniform of that organization; and any individual who was assigned or attached as member of such organization on one of the two or more occasions for which citations were issued as provided herein, shall be entitled to wear the individual device, as a part of the uniform, at all times and wherever serving.

FRANKLIN D ROOSEVELT

THE WHITE HOUSE,
February 26, 1942.

[No. 9075]

[F. R. Doc. 42-1712; Filed, February 27, 1942;
10:49 a. m.]

EXECUTIVE ORDER

AUTHORIZING INSPECTION BY THE OFFICE OF PRICE ADMINISTRATION OF CORPORATION STATISTICAL TRANSCRIPT CARDS PREPARED FROM INCOME AND DECLARED-VALUE EXCESS-PROFITS TAX RETURNS

By virtue of the authority vested in me by sections 55 (a) and 702 (b) of the Revenue Act of 1934 (48 Stat. 698, 770); section 106 (c) of the Revenue Act of 1935 (49 Stat. 1019); section 55 (a) of the Revenue Act of 1936 (49 Stat. 1671); sections 55 (a) and 602 (c) of the Revenue Act of 1938 (52 Stat. 478, 568); and sections 55 (a) and 603 of the Internal Revenue Code (53 Stat. 29, 111), it is hereby ordered that corporation statistical transcript cards prepared by the Bureau of Internal Revenue from corporation income and declared-value excess-profits (termed prior to October 8, 1940, merely excess-profits) tax returns made under the Revenue Acts of 1934, 1935, 1936, 1938, or the Internal Revenue Code, or under such Revenue Acts and Code as amended, for any taxable year beginning after June 30, 1935, and ending before July 1, 1941, shall be open to inspection by the Office of Price Administration; such inspection to be in accordance and upon compliance with the rules and regulations prescribed by the Secretary of the Treasury in the Treasury decision relating to the inspection

of such cards by the Office of Price Administration, approved by me this date.

FRANKLIN D ROOSEVELT

THE WHITE HOUSE,
February 26, 1942.

[No. 9076]

[F. R. Doc. 42-1711; Filed, February 27, 1942;
10:49 a. m.]

EXECUTIVE ORDER

EXTENDING THE LIMITS OF THE CUSTOMS PORT OF ENTRY OF DETROIT, MICHIGAN, IN CUSTOMS COLLECTION DISTRICT NUMBER 38 (MICHIGAN)

By virtue of the authority vested in me by section 1 of the act of August 1, 1914, 38 Stat. 609, 623 (U.S.C. title 19, sec. 2), it is ordered that the limits of the customs port of entry of Detroit, Michigan, in Customs Collection District Number 38 (Michigan), be, and they are hereby, extended to include the following-named municipalities and townships in the State of Michigan:

MUNICIPALITIES

Grosse Pointe Shores	Wyandotte
Grosse Pointe Farms	Riverview
Grosse Pointe	Trenton
Grosse Pointe Park	Highland Park
River Rouge	Hamtramck
Ecorse	Dearborn

TOWNSHIPS

Grosse Ile	} Wayne County
Van Buren	
Romulus	

This order shall become effective on the thirtieth day following the date hereof.

FRANKLIN D ROOSEVELT

THE WHITE HOUSE,
February 25, 1942.

[No. 9073]

[F. R. Doc. 42-1700; Filed, February 26, 1942;
3:25 p. m.]

Rules, Regulations, Orders

TITLE 24—HOUSING CREDIT

CHAPTER III—FEDERAL SAVINGS AND LOAN INSURANCE CORPORATION

PART 302—REGULATIONS GOVERNING FEDERAL SAVINGS AND LOAN INSURANCE CORPORATION NOTES, BONDS, DEBENTURES, AND OTHER SUCH OBLIGATIONS

ISSUANCE OF SECURITIES BY THE CORPORATION

Pursuant to the authority conferred upon the Federal Savings and Loan Insurance Corporation (hereinafter referred to as the Corporation) by section 402, subsection (d), and section 405, subsection (b) of Title IV of the National

Housing Act, as amended, (U.S.C., title 12, section 1724, subsection (d) and section 1728, subsection (b)), the following regulations governing the issuance of Federal Savings and Loan Insurance Corporation notes, bonds, debentures and other such obligations and interim certificates (hereinafter referred to as securities); the payment of interest thereon; the granting of relief on account of the loss, theft, destruction, mutilation, or defacement of the securities; and other transactions and operations therein, are hereby promulgated.

Sec.

- 302.1 Form of securities
- 302.2 Transactions and operations.
- 302.3 Relief on account of lost, stolen, destroyed, mutilated or defaced securities.
- 302.4 Administration.
- 302.5 Amendments.

§ 302.1 *Form of securities.* The securities shall be in such forms and denominations, shall have such maturities, shall bear such rates of interest, shall be subject to such terms and conditions, shall be issued in such manner and amount, and sold at such prices, as may be prescribed by the board of trustees of the Corporation, subject to the provisions of the authorizing Act. The Corporation may from time to time issue interim certificates temporarily in lieu of definitive securities, in such form and in such manner as the Corporation may determine. The securities shall be executed in the name of the Corporation and authenticated by the facsimile signature of its Chairman and Secretary, and the seal of the Corporation shall be affixed. The principal and interest shall be payable, when due, at the Treasury Department, Washington, D. C., or at any Federal Reserve Bank or at such other agency or agencies as the Secretary of the Treasury may from time to time designate for that purpose. A coupon security shall be payable to bearer and shall have attached interest coupons likewise payable to bearer representing interest payable thereon, such coupons being signed by the Corporation by the facsimile signature of its Chairman. A registered security and interest thereon shall be payable to the registered owner whose name is inscribed thereon or registered assigns. Definitive securities will be fully transferable, and those of the same class and series will be freely interchangeable as between the various authorized denominations. Unless otherwise provided by specific reference or plain context, the term "security" as used herein will be deemed to include interim certificates.*

* §§ 302.1 to 302.5, inclusive, issued under the authority contained in sec. 402 (d), 405 (b) of N.H.A., 48 Stat. 1256, 1259; 12 U.S.C. 1725 (d), 1728 (b).

§ 302.2 *Transactions and operations.* The United States Treasury Department will act as agent for the Corporation in connection with the transactions and operations hereunder. The general regulations of the United States Treasury Department now or hereafter in force

governing transactions and operations in United States securities and the payment of interest thereon, are hereby adopted, so far as applicable, as the regulations of the Corporation for similar transactions and operations in its securities and the payment of interest thereon.*

§ 302.3 *Relief on account of lost, stolen, destroyed, mutilated or defaced securities.* The statutes of the United States and the regulations of the United States Treasury Department now or hereafter in force, governing relief on account of the loss, theft, destruction, mutilation, or defacement of United States securities and coupons, so far as applicable, and as necessarily modified to relate to securities of the Corporation, are hereby adopted as the regulations of the Corporation for the issuance of substitute securities or the payment of lost, stolen, destroyed, mutilated, or defaced securities and coupons.*

§ 302.4 *Administration.* The Secretary of the Treasury or the Acting Secretary of the Treasury is hereby authorized and empowered, on behalf of the Corporation, to administer the regulations governing any transactions and operations in securities, to do all things necessary to conduct such transactions and operations, and to delegate such authority at his discretion to other officers, employees, and agents of the United States Treasury Department. Any such regulations may be waived on behalf of the Corporation by the Secretary of the Treasury or the Acting Secretary of the Treasury or by any officer of the Treasury Department authorized to waive similar regulations with respect to United States securities, but only in any particular case in which a similar regulation of the United States Treasury Department with respect to United States bonds or interest thereon would be waived.*

§ 302.5 *Amendments.* The Corporation reserves the right at any time or from time to time, with the approval of the Secretary of the Treasury, to revoke or amend these regulations or to prescribe and issue supplemental or amendatory rules and regulations governing securities or interest thereon.*

Effective February 26th, 1942.

[SEAL]

J. FRANCIS MOORE,
Secretary.

[F. R. Doc. 42-1701; Filed, February 26, 1942;
3:01 p. m.]

TITLE 30—MINERAL RESOURCES

CHAPTER III—BITUMINOUS COAL DIVISION

[Order No. 336]

PART 308—REPORTS AND RECORDS

ORDER EXTENDING THE TIME OF FILING REPORTS REQUIRED BY PRODUCERS OF BITUMINOUS COAL COVERING PRODUCTION AND MINE OPERATION FOR THE CALENDAR YEAR 1941

In § 308.25 (d) (*Reports from producers of bituminous coal covering production*

and mine operation for the calendar year 1941), it was provided that reports covering production and mine operation for the calendar year 1941 (Form BCD No. 453 (Revised Nov. 1941) T-1 and Form BCD No. 454 (Revised Nov. 1941) T-2) should be filed with the Statistical Bureaus of the Division by February 28, 1942. Owing to delays in printing and securing stocks of envelopes for mailing, the distribution of these forms was delayed. Therefore the time for filing reports on these forms is hereby extended from February 28, 1942 to March 31, 1942. (Sec. 10 (a), 50 Stat. 88, 15 U.S.C. Sup. 840 (a))

Dated: February 25, 1942.

[SEAL]

DAN H. WHEELER,
Acting Director.

[F. R. Doc. 42-1723; Filed, February 27, 1942;
11:02 a. m.]

[Docket No. A-1102]

PART 327—MINIMUM PRICE SCHEDULE, DISTRICT NO. 7

ORDER APPROVING AND ADOPTING PROPOSED FINDINGS OF FACT AND CONCLUSIONS OF LAW OF THE EXAMINER AND GRANTING PERMANENT RELIEF IN THE MATTER OF THE PETITION OF DISTRICT BOARD 7 FOR THE REVISION IN SIZE GROUP NO. 1 OF THE PRICE CLASSIFICATIONS AND MINIMUM PRICES ESTABLISHED FOR THE COALS OF THE SEMOCO MINE (MINE INDEX NO. 164) OF SHOCKLEY CREEK COAL COMPANY, A CODE MEMBER IN DISTRICT 7

A petition, pursuant to the provisions of section 4 II (d) of the Bituminous Coal Act of 1937, having been filed with the Bituminous Coal Division by District Board 7, requesting that the effective price classifications and minimum prices established for the coal in Size Group 1 produced at the Semoco Mine (Mine Index No. 164) of the Shockley Creek Coal Company, a code member in District 7, be reduced from "B" to "D" for all shipments except truck;

Temporary relief having been granted herein by Order of the Acting Director, dated December 1, 1941, 6 F.R. 6248;

Pursuant to an Order of the Director, and after due notice to interested persons, a hearing in this matter having been held on November 24, 1941, before a duly designated Examiner of the Division, at a hearing room thereof in Washington, D. C., at which all interested persons were afforded an opportunity to be present, adduce evidence, cross-examine witnesses, and otherwise be heard;

The Examiner, Joseph A. Huston, having made and filed his Report, Proposed Findings of Fact, Proposed Conclusions of Law and Recommendation in this matter, dated January 10, 1942;

An opportunity having been afforded to all parties to file exceptions thereto and supporting briefs and no such exceptions and supporting briefs having been filed;

The undersigned having determined that the Proposed Findings of Fact and

Proposed Conclusions of Law of the Examiner should be approved and adopted as the Findings of Fact and Conclusions of Law of the undersigned;

Now, therefore, it is ordered, That the Proposed Findings of Fact and Proposed Conclusions of Law of the Examiner be, and they hereby are, approved and adopted as the Findings of Fact and Conclusions of Law of the undersigned;

It is further ordered, That § 327.11 (Low Volatile coals: Alphabetical list of code members) in the Schedule of Effective Minimum Prices for District No. 7 for all Shipments Except Truck be, and it hereby is, amended by reducing the effective classification and corresponding minimum prices established for the Size Group 1 coal produced at the Semoco Mine (Mine Index No. 164) of the Shockley Creek Coal Company from "B" to "D".

Dated: February 21, 1942.

[SEAL] DAN H. WHEELER,
Acting Director.

[F. R. Doc. 42-1722; Filed, February 27, 1942;
11:02 a. m.]

[Docket No. A-947]

PART 331—MINIMUM PRICE SCHEDULE, DISTRICT NO. 11

ORDER GRANTING PERMANENT RELIEF IN THE MATTER OF THE PETITION OF THE BIG BEND COLLIERIES, INC., ET AL., FOR THE ESTABLISHMENT OF EFFECTIVE MINIMUM PRICES FOR SUBSTANDARD COALS PRODUCED FROM THE BRAZIL BLOCK VEIN, IN DISTRICT NO. 11

An original petition having been filed with the Bituminous Coal Division on July 3, 1941, by the Big Bend Collieries, Inc., the Maumee Collieries Company, the Birch Creek Coal Co., Inc., the Mariah Hill Super Block Coal Company, Ray Morgan (F. C. Morgan Coal Company), the Dixon Block Co., Inc., and the G. & F. Coal Corporation, code member producers in District 11, pursuant to the provisions of section 4 II (d) of the Bituminous Coal Act of 1937, requesting the establishment of effective minimum prices for all code member producers in Price Groups Nos. 15, 16, and 17 for substandard coals mined from the Brazil Block Vein in District 11;

Petitions of intervention having been filed by District Boards 9 and 10; and

A hearing having been held in this matter pursuant to an Order of the Director, on September 18, 1941, before a duly designated Examiner of the Bituminous Coal Division, at a hearing room of the Division, Washington, D. C., at which all interested parties were afforded an opportunity to be present, adduce evidence, cross-examine witnesses and otherwise be heard; and

Temporary relief pending final disposition of the original petition having been granted by Order of the Acting Director dated November 29, 1941, 6 F.R. 6191; and

The preparation and filing of a report by the Examiner having been waived and

the matter thereupon having been submitted to the undersigned; and

The undersigned having made Findings of Fact and Conclusions of Law and having rendered an Opinion in this matter which are filed herewith;

Now, therefore, it is ordered, That § 331.1 (Price instructions and exceptions—(b) Price exceptions) in the Schedule of Effective Minimum Prices for District No. 11 for All Shipments Except Truck be, and it hereby is, amended by adding to the price exceptions in said Schedule, a new price exception to read as follows:

The effective minimum prices established for Brazil Block Vein coals produced at mines in Price Groups Nos. 15, 16, and 17 may be reduced by not more than the following amounts, where such coals are substandard, that is, soft or shelly:

Size group Nos.:	Maximum reduction, cents per ton
1 and 2.....	50
3.....	30
4 to 7, inclusive.....	25

Provided, however, That (1) the determination of the substandard classification of said coals shall be under the direct supervision of District Board 11, (2) the classification of the coals shall be made by a representative of District Board 11 at the mine, (3) said representative shall issue a certificate or notice of substandard classification which certificate or notice shall be filed with the Field Office of the Division for District 11, and (4) District Board 11 shall approve and certify all orders, acknowledgments, and invoices involving substandard coals. Certificates or notices filed with the Field Office pursuant to this Order shall contain an indication to that effect: And provided further, That coals sold as substandard pursuant to this Order shall not be subject to the allowances for substandard coals permitted by § 318.10 (a) in Part 318, Market-Rules and Regulations.

It is further ordered, That relief should be granted to the extent set forth above, and in all other respects, be, and it hereby is, denied.

Dated: February 18, 1942.

[SEAL] DAN H. WHEELER,
Acting Director.

[F. R. Doc. 42-1679; Filed, February 26, 1942;
10:28 a. m.]

[Docket No. A-1258]

PART 333—MINIMUM PRICE SCHEDULE, DISTRICT NO. 13

ORDER AMENDING ORDER GRANTING TEMPORARY RELIEF AND CONDITIONALLY PROVIDING FOR FINAL RELIEF DATED JANUARY 21, 1942, IN THE MATTER OF THE PETITION OF DISTRICT BOARD NO. 13 FOR THE ESTABLISHMENT OF PRICE CLASSIFICATIONS AND MINIMUM PRICES FOR THE COALS OF CERTAIN MINES IN DISTRICT NO. 13

In an Order Granting Temporary Relief and Conditionally Providing for

Final Relief dated January 21, 1942, 7 F.R. 743, price classifications and minimum prices were established for certain mines in District No. 13 among which is the Mammoth Mine (Mine Index No. 1417) of the Mammoth Coal Mining Co. (Amos Reid). The shipping point designated therein for the coals of this mine is Mammoth, Alabama, on the Southern Railway.

On February 9, 1942, the original petitioner in the above-entitled matter filed a motion requesting a change in shipping point for the coals of Mine Index No. 1417 from Mammoth, Alabama, to Saragossa, Alabama, also on the Southern Railway, and 1½ miles further from the mine. This change is requested because of the inability of the Mammoth Coal Mining Co. (Amos Reid) to arrange for the loading of their coals from Mine Index No. 1417 at Mammoth, Alabama. Petitioner alleges that unless this change be established it will be unable to ship any coals for rail shipment.

It appearing that a reasonable showing of necessity has been made for the granting of temporary relief in the manner hereinafter set forth; and

No petitions of intervention having been filed with the Division in the above-entitled matter; and

The following action being deemed necessary in order to effectuate the purposes of the Act;

It is ordered, That, pending final disposition of the motion of original petitioner for additional relief, temporary relief is granted as follows: Commencing forthwith, Supplement R-I, § 333.6 (General prices) in the Order Granting Temporary Relief and Conditionally Providing for Final Relief in the above-entitled proceeding, dated January 21, 1942, is amended and the shipping point shown therein for the coals of Mine Index No. 1417 is changed from Mammoth, Alabama, on the Southern Railway, to Saragossa, Alabama, on the Southern Railway.

It is further ordered, That pleadings in opposition to the motion of original petitioner for further relief in the above-entitled matter and applications to stay, terminate or modify the temporary relief herein granted may be filed with the Division within forty-five (45) days from the date of this Order, pursuant to the Rules and Regulations Governing Practice and Procedure before the Bituminous Coal Division in Proceedings Instituted Pursuant to section 4 II (d) of the Bituminous Coal Act of 1937.

It is further ordered, That the relief herein granted shall become final sixty (60) days from the date of this Order, unless it shall otherwise be ordered.

It is further ordered, That in all other respects the Order of January 21, 1942, in the above-entitled matter shall continue in full force and effect unless it shall otherwise be ordered.

Dated: February 21, 1942.

[SEAL] DAN H. WHEELER,
Acting Director.

[F. R. Doc. 42-1680; Filed, February 26, 1942;
10:28 a. m.]

[Docket No. A-1313]

PART 336—MINIMUM PRICE SCHEDULE,
DISTRICT NO. 16

ORDER GRANTING TEMPORARY RELIEF AND CONDITIONALLY PROVIDING FOR FINAL RELIEF IN THE MATTER OF THE PETITION OF DISTRICT BOARD NO. 16 FOR THE ESTABLISHMENT OF PRICE CLASSIFICATIONS AND MINIMUM PRICES FOR THE MARSHALL MINE, OPERATED BY CODE MEMBER TED YORK, IN DISTRICT NO. 16

An original petition, pursuant to section 4 II (d) of the Bituminous Coal Act of 1937, having been duly filed with this Division by the above-named party, requesting the establishment, both temporary and permanent, of price classifications and minimum prices for the coals of the Marshall Mine, operated by Code Member Ted York, and located in Subdistrict 5 in District No. 16, for shipment by truck; and

It appearing that a reasonable showing of necessity has been made for the

granting of temporary relief in the manner hereinafter set forth; and

No petitions of intervention having been filed with the Division in the above-entitled matter; and

The following action being deemed necessary in order to effectuate the purposes of the Act;

It is ordered, That, pending final disposition of the above-entitled matter, temporary relief is granted as follows: Commencing forthwith § 336.21 (*General prices*) in the Schedule of Effective Minimum Prices for District No. 16 For Truck Shipments is amended to include for the coals for shipment by truck, produced from the Marshall Mine (Mine Index No. 153), of Code Member Ted York, located in Boulder County, Colorado, in Subdistrict No. 5 in District No. 16, the following effective minimum prices in cents per net ton f. o. b. the transportation facilities at the mine:

Size groups.....	1	2	3	4	5	6	8	9	10	11	12	13
Prices.....	465	415	415	440	415	395	340	290	215	205	185	355

It is further ordered, That pleadings in opposition to the original petition in the above-entitled matter and applications to stay, terminate or modify the temporary relief herein granted may be filed with the Division within forty-five (45) days from the date of this Order, pursuant to the Rules and Regulations Governing Practice and Procedure before the Bituminous Coal Division in Proceedings Instituted Pursuant to section 4 II (d) of the Bituminous Coal Act of 1937.

It is further ordered, That the relief herein granted shall become final sixty (60) days from the date of this Order, unless it shall otherwise be ordered.

Dated: February 18, 1942.

[SEAL] DAN H. WHEELER,
Acting Director.

[F. R. Doc. 42-1721; Filed, February 27, 1942;
11:02 a. m.]

[Docket No. A-1119]

PART 339—MINIMUM PRICE SCHEDULE,
DISTRICT NO. 19

FINDINGS OF FACT, CONCLUSIONS OF LAW, AND MEMORANDUM OPINION AND ORDER IN THE MATTER OF THE PETITION OF THE BITUMINOUS COAL PRODUCERS BOARD FOR DISTRICT NO. 19, FOR PRELIMINARY AND PERMANENT RELIEF REGARDING A CHANGE IN THE EFFECTIVE MINIMUM PRICES FOR RAIL SHIPMENTS INTO MARKET AREA 247 (WASHINGTON) IN SIZE GROUPS 1, 2, 3, 4, AND 5

This proceeding was instituted upon a petition filed with the Bituminous Coal Division by District Board 19, pursuant to section 4 II (d) of the Bituminous Coal Act of 1937. The petition requests reductions in effective minimum f. o. b. mine prices of the coals produced in Subdistricts 1 to 9, inclusive, of District 19 when for shipment by rail to Market Area 247, as follows: 25 cents per net ton in Size Groups 1 and 2, and 20 cents per net ton in Size Groups 3, 4, and 5.

In accordance with an Order of the Director and after due notice to all interested persons, a hearing in this matter was held on November 17 and 22, 1941, before Scott A. Dahlquist, a duly designated Examiner of the Bituminous Coal Division, at a hearing room of the Division in Thermopolis, Wyoming, at which all interested persons were afforded an opportunity to be present, adduce evidence, cross-examine witnesses, and otherwise be heard. The Petitioner and the Sheridan-Wyoming Coal Company, Inc., a code member in District 19, appeared. The preparation and filing of a report by the Examiner were waived and the matter was thereupon submitted to the undersigned.

The evidence shows that in General Docket No. 15 coordination of minimum prices of the coals produced in Districts 19 and 20 was effected in Market Area 247 and minimum f. o. b. mine prices established pursuant thereto.

Thereafter District Board 20, in a proceeding under section 4 II (d) of the Act (Docket No. A-277) requested and obtained reductions in the minimum f. o. b. mine prices of coals in Size Groups Nos. 2, 3, and 5 produced in Subdistrict 1 of District 20 for shipment by rail to Market Area 247.¹ The reductions thus established for District 20 coals were granted primarily to enable those coals to compete with Canadian coals in that market area (Seattle, Washington). The result was to upset the existing coordination between Districts 19 and 20.²

¹ The reduction in that proceeding was said to be necessary in order to permit the producers in Subdistrict 1 of District 20 to meet the competition of Canadian producers.

² In Docket No. A-277, District Board 20 stated that it had no objection to the granting of a reduction in the prices of District 19 coals in the same amount as that granted District 20 coals. However, since District Board 19 made no such request there no relief to District 19 was granted. District Board 20 has not intervened in this proceeding.

Size Groups 1, 2, 3, 4, and 5 in District 19 cover the range of actual sizes contained in Size Groups 2, 3, and 5 in District 20. Only small quantities of these sizes have in the past been shipped into Market Area 247 by District 19 producers. However, some coal has moved to this market from District 19 and unless relief is here granted that market is likely to be lost. No one objected to the granting of relief here.

The evidence shows and I find and conclude that reductions in the minimum f. o. b. mine prices in Size Groups 1, 2, 3, 4, and 5 in District 19 corresponding with the reductions in Subdistrict 1 of District 20, are necessary to restore the proper coordination, and that reductions of 25 cents per net ton in Size Groups 1 and 2, and 20 cents per net ton in Size Groups 3, 4, and 5 in Subdistricts 1 to 9, inclusive, in District 19 in the effective minimum f. o. b. mine prices for shipments by rail to Market Area 247, will reflect the relative market value of such coals, preserve existing fair competitive opportunities of District 19 code members, and will restore the proper coordination in Market Area 247 with coals produced in District 20.

There was no intervention and no opposition to the relief requested expressed at the hearing.

Now, therefore, it is ordered, That § 339.1 (*Price instructions and exceptions*) in the Schedule of Effective Minimum Prices for District No. 19 For All Shipments Except Truck be, and the same hereby is, amended by the addition of a Price Instruction and Exception, as follows:

§ 339.1 *Price instructions and exceptions.*

(r) The minimum f. o. b. mine prices in cents per net ton for shipment via rail transportation, as the same now appear in § 339.5 (*General prices; minimum prices for shipment via rail transportation*) for shipment from Subdistricts 1 to 9, inclusive, to Market Area 247, are reduced 25 cents per net ton for Size Groups 1 and 2, and 20 cents per net ton for Size Groups 3, 4, and 5.

Dated: February 26, 1942.

[SEAL] DAN H. WHEELER,
Acting Director.

[F. R. Doc. 42-1724; Filed, February 27, 1942;
11:02 a. m.]

[Docket No. A-1301]

PART 340—MINIMUM PRICE SCHEDULE,
DISTRICT NO. 20

ORDER GRANTING TEMPORARY RELIEF AND CONDITIONALLY PROVIDING FOR FINAL RELIEF IN THE MATTER OF THE PETITION OF DISTRICT BOARD NO. 20 FOR THE ESTABLISHMENT OF PRICE CLASSIFICATIONS AND MINIMUM PRICES FOR THE COALS OF CERTAIN MINES IN DISTRICT NO. 20

An original petition, pursuant to section 4 II (d) of the Bituminous Coal Act of 1937, having been duly filed with this Division by the above-named party, re-

questing the establishment, both temporary and permanent, of price classifications and minimum prices for the coals of certain mines in District No. 20, for shipment by truck; and

It appearing that a reasonable showing of necessity has been made for the granting of temporary relief in the manner hereinafter set forth; and

No petitions of intervention having been filed with the Division in the above-entitled matter; and

The following action being deemed necessary in order to effectuate the purposes of the Act;

It is ordered, That, pending final disposition of the above-entitled matter, temporary relief is granted as follows: Commencing forthwith, § 340.4 (Code member price index) is amended by adding thereto Supplement R, and § 340.21 (General prices in cents per net ton for shipment into all market areas) is amended by adding thereto Supple-

ment T, which supplements are herein-after set forth and hereby made a part hereof.

It is further ordered, That pleadings in opposition to the original petition in the above-entitled matter and applications to stay, terminate or modify the temporary relief herein granted may be filed with the Division within forty-five (45) days from the date of this Order, pursuant to the Rules and Regulations Governing Practice and Procedure before the Bituminous Coal Division in Proceedings Instituted Pursuant to section 4 II (d) of the Bituminous Coal Act of 1937.

It is further ordered, That the relief herein granted shall become final sixty (60) days from the date of this Order, unless it shall otherwise be ordered.

Dated: February 18, 1942.

[SEAL]

DAN H. WHEELER,
Acting Director.

TEMPORARY AND CONDITIONALLY FINAL EFFECTIVE MINIMUM PRICES FOR DISTRICT No. 20

NOTE: The material contained in these supplements is to be read in the light of the classifications, prices, instructions, exceptions and other provisions contained in Part 340, Minimum Price Schedule for District No. 20 and supplements thereto.

FOR TRUCK SHIPMENTS

The following price classifications and minimum prices shall be inserted in Price Schedule No. 1 for District No. 20.

§ 340.4 Code member price index—Supplement R. Insert the following listing in proper alphabetical order:

Producer	Mine	Mine index No.	County	Sub-district price group	Prices
					Rail Truck
Gable, James C. (Best Coal Mine).....	Best.....	199	Carbon.....	1.....	\$ 340.21
King Cannel Coal Company, Inc.....	Gillis No. 1.....	197	Kane.....	2.....	\$ 340.21
Storrs, K. L.....	Oak Spring.....	198	Carbon.....	1.....	\$ 340.21

§ 340.21 General prices in cents per net ton for shipment into all market areas—Supplement T. Insert the following code member names, counties and prices in proper alphabetical order under Subdistricts 1 and 2:

Code member mine	County	Size groups														
		1	2	3	4	5	6	7	8	9	10	11	12	13	14	15
SUBDISTRICT NO. 1																
Gable, James C., Best Mine	Carbon	414	374	359	339	344	284	259	219	209	179	169	144	264	234	209
Storrs, K. L., Oak Spring Mine...	Carbon ..	392	352	337	317	322	262	237	197	187	157	147	122	242	212	187
SUBDISTRICT NO. 2																
King Cannel Coal Co., Inc., Gillis No. 1 Mine.....	Kane.....	365	330	320	310	310	255	230	185	175	150	140	140	225	200	185

[F. R. Doc. 42-1678; Filed, February 26, 1942; 10:27 a. m.]

TITLE 32—NATIONAL DEFENSE

CHAPTER IX—WAR PRODUCTION BOARD

SUBCHAPTER B—DIVISION OF INDUSTRY OPERATIONS

PART 950—CUTTING TOOLS

Extension No. 2 of Supplementary Order No. E-2-a¹

It is hereby ordered, That Supplementary Order No. E-2-a (§ 950.2) shall

¹ 6 F.R. 4524, 6143.

continue in effect until revoked by the Director of Industry Operations.

This Order shall take effect immediately. (P.D. Reg. 1 Amended, Dec. 23, 1941, 6 F.R. 6680; W.P.B. Reg. 1, Jan. 26, 1942, 7 F.R. 561; E.O. 9024, Jan. 16, 1942, 7 F.R. 329; E.O. 9040, Jan. 24, 1942, 7 F.R. 527; sec. 2 (a) Pub. Law 671, 76th Cong., 3d Sess., as amended by Public Law 89, 77th Cong., 1st Sess.)

Issued this 27th day of February 1942.

JAMES S. KNOWLSON,
Director of Industry Operations.

[F. R. Doc. 42-1706; Filed, February 27, 1942; 10:13 a. m.]

PART 1002—IRON AND STEEL PRODUCTION, MAINTENANCE, REPAIR, AND SUPPLIES

Amendment No. 2 and Extension No. 1 of Preference Rating Order P-68

Preference Rating Order P-68 (§ 1002.1) is hereby amended to read as follows:

§ 1002.1 Preference Rating Order P-68. For the purpose of facilitating the acquisition of material for operating supplies and for the maintenance and repair of property and equipment used in the production of iron, steel, blast furnace coke, ferroalloys, and detinned iron and steel scrap, preference ratings are hereby assigned to deliveries of such material on the terms hereinafter set forth. Such terms shall control until such time as the War Production Board certifies specific quantities of such material to which the preference ratings herein assigned may be applied.

(a) Definitions. (1) "Person" means any individual, partnership, association, business trust, corporation, governmental corporation or agency, or any organized group of persons whether incorporated or not.

(2) "Producer" means any person operating a plant physically situated within the limits of the United States, its territories and possessions, or the Dominion of Canada, and actually engaged in the production of any one or more of the materials or products listed in Schedule A hereto.

(3) "Material" means any commodities, equipment, accessories, parts, assemblies, or products of any kind.

(4) "Maintenance" means upkeep necessary to continue the working condition of essential operating equipment used by a producer at its then current rate of production.

(5) "Repair" means the restoration of property and equipment used by a producer to a sound working condition after wear and tear, damage, destruction or failure of parts, or the like, have made such property or equipment unfit or unsafe for service.

(6) "Operating supplies" means any material which is essential to the operation of property and equipment used by a producer and which is generally carried as producer's stores and charged to operating expense accounts. The term does not include raw materials which enter into or form part of the finished product.

(7) "Supplier" means any person with whom a purchase order or contract has been placed by a producer or by another supplier for material:

(i) Directly required by a producer for maintenance, repair, or operating supplies, or

(ii) To be physically incorporated in other material so required by a producer.

(b) Assignment of preference ratings. Subject to the terms of this section, the following preference ratings are hereby assigned, but nothing herein contained shall prevent the use of any other or higher rating to which any person may be entitled by reason of any other preference rating certificate or order:

(1) A-1-a to deliveries to a producer of material for repair of property or

equipment used in and essential to the production of any one or more of the materials or products listed in Schedule A hereto, when and only when there has been an actual breakdown or suspension of operations because of damage, wear and tear, destruction or failure of parts, or the like, and the essential repair parts are not otherwise available.

(2) A-1-c to deliveries to a producer of material, described in paragraph (b) (1), up to the minimum required to make reasonable advance provision to avert an actual breakdown of existing facilities or suspension.

(3) A-3 to deliveries to a producer of material for other repairs to, for maintenance of, and for operating supplies for, property and equipment used in and essential to the production of any one or more of the materials or products listed in Schedule A hereto.

(4) A-3 to deliveries to a supplier of material for delivery to a producer pursuant to paragraph (b) (1), (2), or (3), or to be physically incorporated in such material.

(5) A-10 to deliveries to a producer of material for all other repairs, maintenance, and operating supplies.

(6) A-10 to deliveries to a supplier of material for delivery to a producer pursuant to paragraph (b) (5), or to be physically incorporated in such material.

(c) *Persons entitled to apply preference ratings.* The preference ratings hereby assigned may, in the manner and to the extent hereby authorized, be applied by:

(1) A producer;

(2) Any supplier of material to the delivery of which a preference rating has been applied as provided in paragraph (d) of this section.

(d) *Application of preference rating.*

(1) No producer shall apply any preference rating assigned by paragraph (b) until:

(i) It shall have filed with the Iron and Steel Branch, War Production Board, a statement in the form prescribed by the Director of Industry Operations, setting forth amounts of material used for repair, maintenance and operating supplies for the preceding calendar half-year and inventories of such material at the beginning and end of such period and further stating that it accepts the terms and conditions of this section.

(ii) It shall have received from the Iron and Steel Branch, War Production Board, a serial number which shall thereafter be endorsed on all purchase orders or contracts for material by it or for its account which are rated pursuant to this section.

(2) A producer, in order to apply the A-1-a preference rating assigned by paragraph (b) (1) or the A-1-c preference rating assigned by paragraph (b) (2), must communicate with the Iron and Steel Branch, War Production Board, describing the material needed for emergency repair and the nature of the emergency, or the reasons why advance provision is necessary to avert breakdown, or suspension. The Director of Industry

Operations will notify such producer whether, and to what extent, its application is approved, and a copy of such notification shall be furnished by the producer to its supplier to evidence the A-1-a or A-1-c rating.

(3) A producer or a supplier, in order to apply any preference rating assigned by paragraph (b) must endorse the following statement on the original and all copies of the purchase order or contract for such material, signed by a responsible official duly designated for such purpose by such producer or supplier:

Material for Repair, Maintenance, or Operating Supplies of an Iron, Steel, Blast Furnace Coke, or Ferroalloys Plant, Rating A- under Preference Rating Order P-68, Serial No. _____ and in compliance therewith.

(Name of Producer or Supplier)

By _____
(Authorized Signature)

Such purchase order or contract so endorsed shall be delivered to the seller of such material. Such endorsement shall constitute a certification to the War Production Board that the terms of the Preference Rating Order are accepted and that such material is required for the purposes stated therein. Such purchase order or contract must be in writing and shall be restricted to material the delivery of which is rated in accordance herewith. With respect to any purchase order or contract for such material placed before October 31, 1941, such preference rating may be applied by delivering to the seller a duplicate copy of such purchase order or contract so endorsed.

(4) A producer or supplier placing any such rated purchase order or contract and the seller of the material covered thereby must each retain endorsed copies of all such purchase orders or contracts segregated from all other purchase orders or contracts for a period of two years from the date thereof, for inspection by authorized representatives of the War Production Board.

(e) *Restrictions on use of rating—(1) Restrictions on producer.* The producer may not apply any rating hereby assigned to obtain delivery of material on earlier dates than required for the operation, maintenance or repair of its property or equipment.

(2) *Restrictions on supplier.* (i) No supplier may apply the rating to obtain material in greater quantities or on earlier dates than required to enable him to make on schedule a delivery rated hereunder or, within the limitations of (ii) and (iii) below, to replace in his inventory material so delivered. He shall not be deemed to require such material if he can make his rated delivery and still retain a practicable working minimum inventory thereof; and if, in making such delivery, he reduced his inventory below such minimum, he may apply the rating only to the extent necessary to restore his inventory to such minimum.

(ii) A supplier who supplies material which he has in whole or in part manufactured, processed, assembled or other-

wise physically changed may not apply the rating to restore his inventory to a practicable working minimum unless he applies the rating before completing the rated delivery which reduces his inventory below such minimum.

(iii) A supplier who supplies material which he has not in whole or in part manufactured, processed, assembled or otherwise physically changed may defer applications of the rating hereunder to purchase orders or contracts for such material to be placed by him until he can place a purchase order or contract for the minimum quantity procurable on his customary terms: *Provided*, That he shall not defer the application of any rating for more than three months after he becomes entitled to apply it.

(f) *Restrictions of inventory.* (1) A producer shall not, during any calendar quarter, accept, and a supplier shall not knowingly make to a producer, deliveries (whether or not rated pursuant to this section) of any material to be used as operating supplies or for maintenance or repair the aggregate dollar volume of which shall exceed 55 percent of the aggregate dollar volume of the withdrawals for such purposes by the producer from stores or inventory during the preceding calendar half-year unless such deliveries shall be specifically authorized in advance by the War Production Board on the producer's application therefor.

(2) A producer shall not at any time accept deliveries (whether or not rated pursuant to this section) of any material to be used as operating supplies or for maintenance or repair until the producer's inventory and stores of such material have been reduced to a reasonable minimum, unless such delivery shall be specifically authorized in advance by the War Production Board on the producer's application therefor. Such reasonable minimum shall in no case exceed 125 percent of the aggregate dollar volume of such material in inventory and stores on the last day of the preceding calendar half-year.

(3) A producer shall not, during any calendar quarter, make withdrawals from stores or inventory of any material to be used as operating supplies or for maintenance or repair the aggregate dollar volume of which shall exceed 55 percent of the aggregate dollar volume of the withdrawals of such material during the preceding calendar half-year, unless such withdrawals shall be specifically authorized in advance by the War Production Board on the producer's application therefor.

(g) *Relief.* If the sound working condition of a producer is adversely affected by any provision or application of this section or by inability to obtain material essential for repair, maintenance or operating supplies, the producer may apply for relief to the Director of Industry Operations. The Director of Industry Operations may thereupon take such action as he deems appropriate.

(h) *Resale of material prohibited.* Except with specific permission of the Director of Industry Operations, a producer shall not resell any material acquired for repair, maintenance or oper-

ating supplies (whether or not obtained pursuant to rating assigned by this section): *Provided*, That nothing herein contained shall prohibit sale by the producer of used material acquired prior to October 31, 1941.

(i) *Conservation and standardization.* Every person affected by this Order shall use his best efforts to effectuate conservation of materials by elimination, simplification or standardization of types, sizes or forms or otherwise, and shall co-operate in any program developed for such purpose by the War Production Board. The Director of Industry Operations may from time to time issue specific directions as to conservation, elimination, and standardization.

(j) *Records, audits and reports.* Each producer and each supplier shall keep and preserve for a period of not less than two years accurate and complete records of all transactions affected by this section and shall submit from time to time to audit and inspection by duly authorized representatives of the War Production Board. Each producer and each supplier shall execute and file with the War Production Board or other designated agency such reports and in such form as the War Production Board shall from time to time require. Until further direction, on March 31, 1942, and semi-annually thereafter, each producer shall file on Form PD-228 a report for the preceding calendar half-year.

(k) *Violations.* Any person who willfully violates any provision of this Order or who by any act or omission falsifies records to be kept or information to be furnished pursuant to this section may be prohibited from receiving further deliveries of any Material subject to allocation, and such further action may be taken as is deemed appropriate, including a recommendation for prosecution under section 35 (A) of the Criminal Code (18 U.S.C. 80).

(l) *Revocation or modification.* This section may be revoked or modified by the Director of Industry Operations at any time as to any producer or supplier. In the event of revocation or modification, or upon expiration of this Order, deliveries already rated pursuant to this section shall be completed in accordance with said rating, unless said rating has been specifically revoked or modified with respect thereto. No additional application of said rating to any other deliveries shall thereafter be made by any producer or supplier affected by such revocation, modification or expiration.

(m) *Amendment of prior orders.* The provisions of Preference Rating Orders P-22 and P-100 shall not apply to deliveries to which a preference rating is assigned by this section.

(n) *Effective date.* This section shall take effect immediately and shall continue in effect until revoked.

This amendment and extension shall take effect immediately. (P.D. Reg. 1, amended Dec. 23, 1941, 6 F.R. 6680; W.P.B. Reg. 1, Jan. 26, 1942, 7 F.R. 561; E.O. 9024, Jan. 16, 1942, 7 F.R. 229; E.O. 9040, Jan. 24, 1942, 7 F.R. 527; sec. 2 (a), Pub. Law 671, 76th Cong., 3d Sess.,

as amended by Public Law 89, 77th Cong., 1st Sess.)

Issued this 27th day of February 1942.

J. S. KNOWLSON,
Director of Industry Operations.

Schedule A to Preference Rating Order P-68

1. Pig iron and ferroalloys.
2. The following iron and steel products, including alloys: Ingots, blooms (including forged), billets (including forged), slabs (including forged), tube rounds, sheet and tin bars, structural shapes, piling, plates (universal and sheared), rails, tie plates, track spikes, splice bars, rail joints, hot rolled bars (including hoops and bands and concrete reinforcing bars), cold finished bars, pipe and tubes (except conduit), wire rods, wire as drawn (not including further fabrications therefrom), black plate, tin and terne plate, sheets, strip, tool steel bars (including high speed), steel wheels and axles (for railroad use only), railroad locomotive tires, armor plate, ordnance forgings, steel castings (rough as cast), skelp, rolling mill rolls, ingot molds.
3. Coke for use in the production of pig iron and ferroalloys.
4. Detinned scrap iron and steel, and tin produced in the detinning process.

[F. R. Doc. 42-1704; Filed, February 27, 1942; 10:12 a. m.]

PART 1051—JUTE AND JUTE PRODUCTS

General Conservation Order M-70—to Conserve the Supply and Direct the Distribution of Jute and Jute Products

Whereas, the uncertainty of future shipments of Raw Jute and Jute Products from abroad and the fulfillment of requirements for the defense of the United States have resulted in a shortage in the supply of raw jute and both domestic and imported jute products for defense, for private account and for export, and it is necessary, in the public interest and to promote the defense of the United States, to conserve the supply and direct the distribution of raw jute and jute products, and to allocate the supply thereof in the manner herein-after in this Order provided:

Now, therefore, it is hereby ordered, That:

§ 1051.1 *General Conservation Order M-70—(a) Applicability of Priorities Regulation No. 1.* This section and all transactions affected thereby are subject to the provisions and definitions of Priorities Regulation No. 1 (Part 944), as amended from time to time, except to the extent that any provision hereof may be inconsistent therewith, in which case the provisions of this section shall govern.

(b) *Additional definitions.* For the purpose of this section: (1) "Raw jute" means unprocessed jute, including Meshta and butts, imported from India, in the original shipping bales, and does

not include jute processed into yarn, roving or other fabricated product.

(2) "Jute product" means any product processed from raw jute, either alone or in combination with other fibres, and including, but not limited to, yarn, letter mail twine, roving, twine, scrim, webbing, brattice cloth, linoleum burlap, burlap other than of the Hessian cloth type, sacking, interlinings, and new or re woven bale covering for covering raw cotton, but the term shall not include burlap of the Hessian cloth type imported from India, as defined in Order M-47, as amended or supplemented from time to time, or sugar sacking imported into continental United States for reexport to, and which is in fact reexported to, sugar producing areas in the Western Hemisphere.

(3) "Domestic jute product" means any jute product processed in continental United States.

(4) "Imported jute product" means any jute product processed abroad and imported from India into continental United States in the processed form.

(5) "Scrim" means a woven jute fabric composed of single jute yarns, not exceeding 10 threads per inch, counting the warp and filling, and weighing not more than 3.6 ounces per yard, forty inches in width.

(6) "Webbing" means a woven jute fabric, with fast edges, not exceeding 12 inches in width.

(7) "Burlap other than of the Hessian cloth type" means a woven jute fabric weighing not less than 3.6 nor more than 6 ounces per yard, forty inches in width.

(8) "Processor" means any person who processes raw jute in the continental United States by performing any operation up to or through the manufacture of yarn or roving, and the term shall not include any person in his manufacturing capacity beyond the production of yarn or roving.

(9) "Put into process" means the removal of jute from original shipping bales and the placing thereof upon processing machines, and shall also include the placing upon processing machines of any jute received by a processor not in original shipping bales, other than reclaimed or reworked jute.

(c) *Restrictions on use of subsequently imported jute and import quotas for importers of raw jute.* (1) Unless specifically authorized by the Director of Industry Operations, no person shall hereafter sell or use any raw jute hereafter arriving in the continental United States except to fill defense orders.

(2) No processor or importer shall import from India to continental United States in any single cargo an amount of raw jute in excess of the amount which bears the same ratio to the total amount of raw jute to be imported in such cargo that his "quota percentage" (determined as hereinafter provided) bears to the total of the "quota percentages" of all processors or importers loading jute in such cargo. Except as adjusted in accordance with paragraph (c) (3), the "quota percentage" of each processor of

raw jute shall be determined by dividing the total receipts of raw jute from India of such processor in the period 1939 to 1941 both inclusive by the total receipts of all processors in the same period: *Provided, however*, That nothing in this paragraph shall be construed to limit the importation of raw jute for its own account by Defense Supplies Corporation.

(3) The Director of Industry Operations may make appropriate adjustments in the quotas of all processors where the application of the formula in paragraph (c) (2) of this section would result in an exceptional or unreasonable reduction in raw jute available to a processor on the basis of the amount of raw jute put into process by said processor in the period from 1939 to 1941, as compared with the total amount of raw jute put into process by all processors during such period.

(d) *Restrictions on transactions in raw jute.* Unless specifically authorized by the Director of Industry Operations, no person shall hereafter sell, transfer his title to, or deliver any raw jute, except to a processor, or a person importing such raw jute. No person, except a processor or a person importing such raw jute, shall hereafter purchase or accept delivery of, or a transfer of title to, any raw jute, unless specifically authorized by the Director of Industry Operations.

(e) *Restrictions on opening bales of raw jute.* No person other than a processor shall hereafter open any bale of raw jute, except to the extent necessary to permit examination of damaged jute by an insurance company, or to the extent necessary to prevent deterioration of damaged jute. Every such bale of jute opened by any person other than a processor shall, despite such action, continue subject to the restrictions of paragraph (d).

(f) *Restrictions on processing of raw jute and disposition of domestic jute products.* (1) Subject to the provisions of paragraph (i), no processor shall hereafter, unless specifically authorized by the Director of Industry Operations, sell, transfer title to or deliver, and no person shall purchase, accept delivery of, or title to, or use the following domestic jute products, except for the following purposes:

(i) Single or plied yarn or roving for use in:

(a) The manufacture of fuses;
(b) The manufacture of electric cable or electric appliances, whether such yarn or roving is treated or untreated.

(c) The manufacture of caulking or for braiding into packing material to fill Defense Orders.

(d) The manufacture of letter-mail twine for the United States Post Office Department.

(e) The manufacture of new or re-woven bale covering for covering raw cotton: *Provided, however*, That no raw jute, except butts, shall be used in the manufacture of such yarn or roving.

(ii) Single yarn or scrim for use in the manufacture of reinforced paper.

(iii) Oakum or twisted jute packing rope for use for shipbuilding or other

marine purposes or to fill defense orders: *Provided, however*, That no raw jute except butts shall be used in the manufacture of such oakum or twisted jute packing rope.

(iv) Carded jute or jute sliver for use in the manufacture of insulating materials to fill defense orders bearing a preference rating better than A-2; and *Provided, however*, That no raw jute, except butts, shall be used in the manufacture of such carded jute or jute sliver.

(2) No processor shall hereafter in any calendar month put into process for the manufacture of any domestic jute product any raw jute except:

(i) As to each of the domestic jute products listed in paragraph (f) (1), the minimum amounts necessary to meet his required deliveries of each such domestic jute product and to maintain a practicable minimum working inventory of his domestic jute products as measured by the monthly average of his deliveries of each such product in the preceding three calendar months. The term "practicable minimum working inventory" is to be strictly construed as meaning the minimum inventory which will permit of economical operation of plant, and will depend, in each case, upon the ease with which machines can be adjusted to the manufacture of products made thereon.

(ii) As to each of the following domestic jute products, in each calendar month listed below, an amount of single or plied yarn or roving in pounds (based on raw jute fiber content) for the total of his defense and non-defense business for each use specified below equal to the amount represented by the following percentages of his average monthly shipments of each such product during the calendar year 1941:

Year 1942	Manufacture of twine and rope (excluding letter mail twine)	Manufacture of carpet yarns	Manufacture of webbing	Manufacture of weaving and miscellaneous yarns, N. S. P.
	Percent	Percent	Percent	Percent
March.....	80	50	70	75
April.....	80	40	60	75

(3) In making sales or deliveries of jute products listed in paragraph (f) (2) (ii) no person shall make discriminatory cuts in amounts or quantities in acceptance of orders or deliveries between former customers and new customers who meet such person's regularly established prices and terms, or between former customers, new customers and his own consumption of these products.

(g) *Restrictions on disposition of imported jute products.* (1) Subject to the provisions of paragraph (i) no person now or hereafter importing, owning, possessing or controlling any of the following imported jute products in the continental United States, shall, unless specifically authorized by the Director of Industry Operations, sell, transfer title to or deliver, and no person shall hereafter purchase, accept title to or delivery

of any such imported jute product except:

(i) To fill orders for the following imported jute products:

(a) Brattice cloth, provided such orders are placed by mine operators as defined in Preference Rating Order No. P-56, as amended from time to time;

(b) Bale covering for use only in covering raw cotton;

(c) Scrim for use only in the manufacture of reinforced paper (provided, however, such reinforced paper shall be delivered to fill defense orders therefor).

(ii) To fill orders, within the limits of deliveries hereafter prescribed for the following imported jute products:

(a) Linoleum burlap;

(b) Burlap, other than of the Hessian cloth type;

(c) Webbing;

Provided, however, That no person shall deliver in any of the following calendar months a quantity of each such imported jute product in excess of the quantity represented by the following percentages of average monthly shipments in the calendar year 1941:

	Percent
March 1942.....	70
April 1942.....	60

(2) Nothing in this paragraph (g) contained shall limit the right of any person to import any jute product into the continental United States.

(h) *Restrictions on use and acquisition of both domestic and imported jute products.* (1) No person shall use, in manufacturing any product, any of the following domestic and/or imported jute products at a rate per month in excess of the following percentages of his average monthly use of such jute product during the calendar year 1941:

Year 1942	Carpet yarns	Webbing (both domestic and imported)	Linoleum burlap	Burlap other than of the Hessian cloth type	Weaving and miscellaneous yarns N. S. P.
	Pct.	Pct.	Pct.	Pct.	Pct.
March.....	50	70	70	70	75
April.....	40	60	60	60	75

(2) Unless expressly authorized by the Director of Industry Operations, no person other than a processor or the United States Post Office Department shall acquire, receive, or accept delivery of any domestic and/or imported jute products of any type (other than bale covering and twine or rope) which will at any time in any calendar month result in an inventory thereof in excess of one month's inventory of such type of product based upon current rate of operations determined as follows:

(i) In the case of single or plied yarn or roving to be used in the manufacture of fuses, electric cable or electrical appliances, caulking or braided packing material; single yarn or scrim to be used in the manufacture of reinforced paper; oakum, or jute butts for the manufacture of oakum; carded jute or jute sliver

to be used in the manufacture of insulating materials; and brattice cloth; such current rate shall not exceed the rate required to fill orders which at the beginning of any calendar month are scheduled to be delivered during the said calendar month for the purposes specified in paragraphs (f) (2) and (g) (1) (ii) of this section.

(ii) In the case of single or plied yarn or roving to be used in the manufacture of carpets, webbing, weaving and miscellaneous yarns, *n. s. p.*; domestic and imported webbing; linoleum burlap; and wide burlap, such current rate shall not exceed the rate specified in paragraph (h) (1) of this section for the particular month or months.

(iii) In the case of new or re woven bale covering for covering raw cotton, no purchaser or user shall, between the effective date of this section and September 15, 1942, acquire an amount of such bale covering which in the aggregate (together with his inventory on the effective date of this section) is greater than the amount which such persons sold or used during the cotton crop year 1940-1941.

(i) *Certification.* No processor or manufacturer of domestic jute products or person importing, owning, possessing or controlling stocks of Imported jute products shall deliver, and no purchaser or user (except the United States Post Office Department or a distributor or user of twine and rope) of such products shall accept delivery of any such products unless such purchaser or user has certified to the processor or manufacturer or other such person from whom he receives delivery, the following on the purchase order for such products manually signed by a person authorized to sign for such purchaser.

The undersigned hereby certifies that the total receipts of Domestic and/or Imported Jute Products by the undersigned from all sources, including the Jute Products hereby ordered, will not bring the stocks of the undersigned, of the kind herein ordered, over a one month's inventory based on current rate of operations determined as provided in General Preference Order M-70 (or in the case of new or re woven bale covering will not result in the acquisition by the undersigned in the period from the effective date of General Preference Order M-70 to September 15, 1942, of an amount of new or re woven bale covering which in the aggregate is greater than the amount thereof sold or used by the undersigned in the cotton crop year 1940-1941), and that the undersigned will not use such Jute Products except to fill orders of the types specified in paragraphs (f) and (g) of Order M-70, with the terms of which he is familiar. These Jute Products are to be used to produce or to fill orders for

(here specify use, including, if any, limitations to rated orders)

Name of Purchaser

By

Duly Authorized Person

The undersigned individual hereby certifies that he signed the foregoing on behalf of and by authority of the above-mentioned purchaser.

Signature

Such certification shall constitute a certification to the War Production Board that such jute products are required for the purposes stated and in the quantities permitted by this section.

(j) *Reports.* (1) Every processor shall on or before March 10, 1942, file with the War Production Board, on Form PD-318, a report showing receipts of raw jute and the amounts put into process by such processor during each of the calendar years 1939-1941; his total shipments in each month in 1941 of the domestic jute products specified in paragraph (f) (2); and his total deliveries for each month in 1941 of the imported jute products specified in paragraph (g) (1) (ii).

(2) Every processor and every person importing, possessing, owning or controlling any jute product shall:

(i) File such monthly and other reports with the War Production Board as shall from time to time be required by said Board.

(ii) Submit from time to time to an audit and inspection by representatives of the War Production Board concerning all records required to be kept by this section.

(3) Every person using any single or plied jute yarn or roving in the manufacture of any other product shall:

(i) File such monthly and other reports with the War Production Board as shall from time to time be required by said office.

(ii) Submit from time to time to an audit and inspection by representatives of the War Production Board concerning all records required to be kept by this section.

(k) *Communications to War Production Board.* All reports required to be filed hereunder, and all communications concerning this section, shall unless otherwise directed be addressed to: War Production Board, Washington, D. C. Ref.: M-70.

(l) *Appeals.* Any person affected by this section who considers that compliance therewith would work an exceptional and unreasonable hardship upon him, or that it would result in a degree of unemployment which would be unreasonably disproportionate compared with the amount of jute conserved, or that compliance with this section would disrupt or impair a program of conversion from nondefense to defense work, may appeal to the War Production Board on Form PD-319, Ref.: M-70, setting forth the pertinent facts and the reason he considers he is entitled to relief. The Director of Industry Operations may thereupon take such action as he deems appropriate.

(m) *Violations.* Any person who willfully violates any provision of this section, or who by any act or omission falsifies records to be kept or information to be furnished pursuant to this section, may be prohibited from receiving further deliveries of any Material subject to allocation, and such further action may be taken as is deemed appropriate, including a recommendation for prosecution

under section 35 (a) of the Criminal Code (18 U.S.C. 80).

(n) *Effective date.* This section shall take effect immediately, and shall continue in effect until April 30, 1942, subject to such amendments or supplements thereof as may be issued from time to time: *Provided, however,* That the provisions of paragraph (c) shall take effect with the loading for a port in continental United States, of the first cargo of raw jute in a vessel departing from any point of shipment in India on or after April 1, 1942, and the provision of paragraphs (f) (2), (g) (1) and (h) (2) shall take effect on March 1, 1942. (P.D. Reg. 1, amended December 23, 1941, 6 F.R. 6680; W.P.B. Reg. 1, Jan. 26, 1942, 7 F.R. 561; E.O. 9024, Jan. 16, 1942, 7 F.R. 329; E.O. 9040, Jan. 24, 1942, 7 F.R. 527; sec. 2 (a), Pub. Law 671, 76th Cong., 3d Sess., as amended by Pub. Law 89, 77th Cong., 1st Sess.)

Issued this 27th day of February 1942.

J. S. KNOWLSON,

Director of Industry Operations.

[F. R. Doc. 42-1708; Filed, February 27, 1942; 10:14 a. m.]

PART 1066—MOTORIZED FIRE APPARATUS

General Limitation Order No. L-43 To Prevent Unnecessary Consumption of Scarce Materials in the Production of Motorized Fire Apparatus

Whereas fulfillment of requirements for the defense of the United States have created a shortage of the materials hereinafter set forth for defense and private account; and the present supply of these materials will be insufficient for war and civilian requirements unless restrictions on the manufacture of Motorized Fire Apparatus are instituted

Now, therefore, it is hereby ordered, That:

§ 1066.1 General Limitation Order No. L-43—(a) *Definitions.* For the purposes of this section:

(1) "Motorized fire apparatus" means self-propelled motorized fire apparatus and trailer types of fire apparatus and parts and accessories therefor.

(2) "Sedan" means motorized fire apparatus of which more than 50 percent of the area behind the windshield is enclosed, excluding, however, "cab type" apparatus in which the canopy covers not more than 9 persons, seated.

(3) "Service ladder truck" means motorized fire apparatus on which the equipment carried consists of service or ground ladders, miscellaneous equipment, and tools.

(4) "Squad car" means motorized fire apparatus designed primarily to carry men.

(5) "Salvage car" means motorized fire apparatus designed to carry canvas covers, life nets, etc.

(6) "Rescue car" means motorized fire apparatus designed to carry first aid equipment.

(7) "Pumper" means motorized fire apparatus designed to carry a water tank, a pump, and hose.

(8) "Copper base alloy" means any alloy in the composition of which the weight of copper equals or exceeds 40 percent of the weight of all metal in the alloy.

(b) *Restrictions on products.* Except upon specific authorization of the Director of Industry Operations, no person shall, on or after the effective date of this section, take any action to commence or complete the manufacture of:

(1) Any piece of self-propelled motorized fire apparatus or parts or accessories therefor, except to fill a defense order received by such person before taking such action;

(2) Any sedan, service ladder truck, squad car, salvage car, or rescue car;

(3) Any pumper except one which shall:

(i) Carry a pump of one of the following capacities as rated by the National Board of Fire Underwriters;

(a) 500 to 600 g. p. m.

(b) 750 g. p. m.

(c) 1,000 to 1,250 g. p. m.

(ii) Carry a water tank of content capacity from 100 to 200 gallons; and

(iii) Be designed to carry not more than 1,000 feet of 2½-inch cotton, rubber-lined hose;

(4) Any piece of Motorized Fire Apparatus on which is combined both a pump of a capacity of 500 g. p. m. or more, and an aerial ladder.

(c) *Restrictions on use of materials and parts.* (1) No person shall include a bell on any motorized fire apparatus manufactured or delivered on or after the effective date of this section.

(2) Except as provided in paragraph (d) of this section, or upon specific authorization of the Director of Industry Operations, no person shall on or after the effective date of this section, incorporate in the manufacture of any motorized fire apparatus, or of component parts thereof, any aluminum, copper, copper base alloy, nickel, chromium, cadmium, tin, zinc, steel, neoprene, or other synthetic rubber, except to the extent permitted by Appendix A.

(d) *General exceptions.* Parts which were finished and ready for assembly on the effective date of this section, the incorporation of which in the manufacture of motorized fire apparatus is prohibited by the provisions of paragraphs (b) and (c) of this section, may, nevertheless, be assembled by the person owning such parts on said date to fill contracts or orders for Motorized Fire Apparatus bearing a preference rating of A-2 or higher.

(e) *Applicability of Priorities Regulation No. 1.* This section and all transactions affected thereby are subject to the provisions of Priorities Regulation No. 1, as amended from time to time, except to the extent that any provision hereof may be inconsistent therewith, in which case the provisions of this section shall govern.

(f) *Violations.* Any person who willfully violates any provision of this section,

or who by any act or omission falsifies records to be kept or information to be furnished pursuant to this section, may be prohibited from receiving further deliveries of any Material subject to allocation, and such further action may be taken as is deemed appropriate, including a recommendation for prosecution under section 35 (A) of the Criminal Code (18 U.S.C. 80).

(g) *Appeal.* Any person affected by this section who considers that compliance herewith would work an exceptional and unreasonable hardship upon him, may appeal to the War Production Board, setting forth pertinent facts and the reasons such person considers that he is entitled to relief. The Director of Industry Operations may thereupon take such action as he deems appropriate.

(h) *Communications.* All reports required to be filed hereunder, or communications concerning this section shall, unless otherwise directed, be addressed to: War Production Board, Safety and Technical Equipment Branch, Fire Equipment Section, Washington, D. C. Reference: L-43.

(i) *Effect on other orders.* With respect to the use of the materials named herein for incorporation in the products named herein or in component parts thereof, this section shall prevail so far as in permitting any specific use it is deemed to conflict with provisions curtailing or prohibiting such use in the following Conservation Orders, as amended to the effective date of this section.

M-1-a (Aluminum).

M-18-a (Chromium).

M-9-c (Copper and Copper Base Alloys).

M-6-b (Nickel).

M-21-a (Steel Alloys).

M-43 (Tin).

M-11 (Zinc).

M-79 (Asbestos).

M-13 (Synthetic Rubber).

M-15-b (Rubber).

The use of such materials is, however, subject to Orders providing for a preference rating in deliveries or for allocation which are now or hereafter may be in force.

(j) *Effective date.* This section shall take effect immediately. (P.D. Reg. 1, amended December 23, 1941, 6 F.R. 6680; W.P.B. Reg. 1, Jan. 26, 1942, 7 F.R. 561, E.O. 9024, Jan. 16, 1942, 7 F.R. 329; E.O. 9040, Jan. 24, 1942, 7 F.R. 527; sec. 2 (a), Pub. Law 671, 76th Cong., 3d Sess., as amended by Pub. Law 89, 77th Cong., 1st Sess.)

J. S. KNOWLSON,

Director of Industry Operations.

Appendix "A"

Pursuant to paragraph (c) (2) of the above Order, the following materials may be incorporated in the manufacture of motorized fire apparatus, or of component parts thereof, to the extent indicated:

(i) Secondary aluminum in pistons and oil pans; and in zinc die castings up to 2 percent by weight, or up to 4 percent

upon specific authorization of the Director of Industry Operations;

(ii) Copper, in radiator cores, electrical equipment, sirens, horns, gauge lines, and inner coolers and fittings;

(iii) Copper Base Alloys, in section tube caps, discharge valve caps, sirens, horns, engine bearings, valves (not including the handles), relief valves, pump bodies, impellers, rotors, bushings, governors and swivels; in rollers in section hose couplings, and in pumps if iron cannot be effectively substituted;

(iv) Nickel, in piston pins for engines over 125 horsepower; in engine exhaust valves; in cylinder iron if not in excess of 1½ percent; in heavy duty gears; and in plating to the extent essential to the efficient functioning of the parts plated;

(v) Chromium, in relief valves and seats and highly stressed steel parts; including axles, shafts, gears, springs and motor valves; and in plating to the extent essential to the efficient functioning of the parts plated;

(vi) Cadmium, in plating to the extent essential to the efficient functioning of the parts plated;

(vii) Tin, in Copper Base Alloys the use of which is permitted by subparagraph (iii) above, but only where no tin-free alloy can be used and only to the extent essential to efficient functioning; and in solder up to 30 percent by weight, or up to 50 percent upon specific authorization of the Director of Industry Operations.

(viii) Zinc, in carburetors, fuel pumps, and speedometers; and in windshield wipers and in plating to the extent essential to the efficient functioning of the windshield wipers or of the parts plated;

(ix) Steel, to the extent essential to the efficient functioning of the parts;

(x) Synthetic rubbers other than neoprene, in valve packing, pump packing, hydraulic hose lines and fuel pump lines.

[F. R. Doc. 42-1707; Filed, February 27, 1942; 10:13 a. m.]

PART 1073—FIRE PROTECTIVE EQUIPMENT

General Limitation Order No. L-39 To Prevent Unnecessary Consumption of Scarce Materials in the Production of Fire Protective Equipment

Whereas, fulfillment of requirements for the defense of the United States have created a shortage of the materials hereinafter set forth for defense and private account; and the present supply of these materials will be insufficient for war and essential civilian requirements unless restrictions on the manufacture of fire protective equipment are instituted:

Now, therefore, it is hereby ordered that:

§ 1073.1 General Limitation Order L-39—(a) *Definitions.* For the purposes of this section:

(1) Fire protective equipment means installed or portable equipment of the following types for preventing or extinguishing fires:

Couplings, playpipes and allied fittings.
 Fire Hydrants.
 Hose Dryers.
 Hose Racks.
 Indicator Posts.
 Lightning Rods.
 Portable Fire Extinguishers, including Back Pack Types and Stirrup Pumps.
 Water Spray Nozzles.
 Automatic Sprinkler Systems.
 Automatic Fire Alarm Systems.
 Portable Generators or Piped Extinguisher Systems.

(2) "Copper base alloy" means any alloy in the composition of which the weight of copper equals or exceeds 40 percent of the weight of all metal in the alloy.

(b) *Restrictions on use of scarce materials.* Except as provided in paragraph (c) below, or upon specific authorization of the Director of Industry Operations, no person shall incorporate in the manufacture of fire protective equipment, or of component parts thereof, aluminum, bismuth, cadmium, chromium, copper, copper base alloy, lead, mercury, monel metal, nickel, tin, stainless steel, zinc, asbestos, rubber, or neoprene or other synthetic rubber, except to the extent permitted by Appendix A.

(c) *General exceptions.* Parts which were finished and ready for assembly on the effective date of this section, the incorporation of which in the manufacture of fire protective equipment is prohibited by the provision of paragraph (b) of this section, may, nevertheless, be assembled by the person owning such parts on said date to fill contracts or orders for fire protective equipment bearing a preference rating of A-2 or higher.

(d) *General restrictions.* (1) No person shall, in any quarter, beginning with the quarter ending March 31, 1942, complete the manufacture of a quantity of any type of foam extinguishers or anti-freezing extinguishers in excess of twenty-five percent (25%) of the total quantity of such type of foam extinguishers or anti-freezing extinguishers, respectively, manufactured by him during the twelve-month period ending November 30, 1941. In determining the quantity permitted under this restriction, amounts manufactured to fill contracts with any of the following shall be excluded:

(i) The Army or Navy of the United States, the United States Maritime Commission, the Panama Canal, the Coast and Geodetic Survey, the Coast Guard, the Civil Aeronautics Authority, the National Advisory Committee for Aeronautics, the Office of Scientific Research and Development;

(ii) The government of any of the following countries: the United Kingdom, Canada, and other dominions; Crown Colonies and protectorates of the British Empire, Belgium, China, Greece, the Kingdom of the Netherlands, Norway, Poland, Russia, and Yugoslavia;

(iii) Any agency of the United States Government for materials, supplies, or equipment to be delivered to or for the

account of any country listed above, or any other country including those in the Western Hemisphere, pursuant to the Act of March 11, 1941, entitled "An Act to Promote the Defense of the United States." Lend-Lease Act)

(2) No person shall purchase or accept delivery of any foam extinguishers:

(i) To replace in his inventory or supplies any other type extinguishers in general use; or

(ii) Except for use in the protection of hazardous liquids.

(3) No person shall hereafter sell or deliver any foam extinguisher which he knows or has reason to believe is being purchased or accepted or will be used in violation of this section.

(e) *Applicability of Priorities Regulation No. 1.* This section and all transactions affected thereby are subject to the provisions of Priorities Regulation No. 1 (Part 944), as amended from time to time, except to the extent that any provision hereof may be inconsistent therewith, in which case the provisions of this section shall govern.

(f) *Violations.* Any person who willfully violates any provision of this section, or who by any act or omission falsifies records to be kept or information to be furnished pursuant to this section, may be prohibited from receiving further deliveries of any Material subject to allocation, and such further action may be taken as is deemed appropriate, including a recommendation for prosecution under section 35 (A) of the Criminal Code (18 U.S.C. 80).

(g) *Appeal.* Any person affected by this section who considers that compliance herewith would work an exceptional and unreasonable hardship upon him, may appeal to the War Production Board, setting forth pertinent facts and the reasons such person considers that he is entitled to relief. The Director of Industry Operations may thereupon take such action as he deems appropriate.

(h) *Communications.* All reports required to be filed hereunder, or communications concerning this Order, shall, unless otherwise directed, be addressed to: War Production Board, Safety and Technical Equipment Branch, Fire Equipment Section, Washington, D. C. Reference: L-39.

(i) *Effect on other Orders.* With respect to the use of the materials named herein for incorporation in the products named herein or in component parts thereof, this section shall prevail so far as in permitting any specific use it is deemed to conflict with provisions curtailing or prohibiting such use in the following Conservation Orders, as amended to the effective date of this section:

M-1-e (Aluminum).
 M-18-a (Chromium).
 M-9-c (Copper and Copper Base Alloys).
 M-6-h (Nickel).
 M-21-a (Steel Alloys).
 M-43 (Tin).
 M-11 (Zinc).

M-79 (Asbestos).
 M-13 (Synthetic Rubber).
 M-15-h (Rubber).

The use of such materials is, however, subject to orders providing for a preference rating in deliveries or for allocation which are now or hereafter may be in force.

(j) *Effective date.* This section shall take effect immediately. (P.D. Reg. 1, amended December 23, 1941, 6 F.R. 6680; W.P.B. Reg. 1, Jan. 26, 1942, 7 F.R. 561, E.O. 9024, Jan. 16, 1942, 7 F.R. 329; E.O. 9040, Jan. 24, 1942, 7 F.R. 527; sec. 2 (a), Pub. Law No. 671, 76th Cong., 3d Sess., as amended by Pub. Law No. 89, 77th Cong., 1st Sess.)

J. S. KNOWLSON,
 Director of Industry Operations.

Appendix A

Pursuant to the provisions of paragraph (f) of the above Order, the following materials may be incorporated in the manufacture of fire protective equipment, or of component parts thereof, to the extent indicated:

(1) Aluminum, primary or secondary:

(i) In extinguishers for use in airplanes;

(ii) As foil in electric condensers for automatic fire alarm systems, approved by Underwriters' Laboratories, Inc., or Factory Mutual Laboratories, to the extent essential to the efficient functioning of such condensers; or

(iii) (Secondary aluminum only) in zinc die castings not in excess of 2 percent by weight; or up to 4 percent upon specific authorization of the Director of Industry Operations;

(2) Bismuth, as a component of fusible link alloy:

(3) Cadmium:

(i) As a component of fusible link alloy or solder;

(ii) For plating parts of automatic fire alarm systems to the extent essential to the efficient functioning of such systems; or

(iii) In protective anti-corrosion coatings up to 10 percent of the coating alloy by weight;

(4) Chromium:

(i) For plating of parts of automatic fire alarm systems and sprinkler heads to the extent essential to the efficient functioning of such systems or heads; or

(ii) As a component of stainless steel the use of which is permitted by paragraph (ii) hereof;

(5) Copper or copper base alloys, in:

(i) Fire extinguisher pumps of all types, not including, however, pumps such as (A) stirrup pumps which are not incorporated in extinguishers or (B) back pack pumps, except those used by the Forest Service, Department of Agriculture;

(ii) Lock nuts on removable hose connections;

(iii) Bodies, ends, inner chambers, valves and their component parts for vaporizing liquid, or 2½ gallon foam or

anti-freezing extinguishers requiring carbon dioxide or a chemical reaction as a propellant;

(iv) Fittings, strainers, syphon tubes and valves for carbon dioxide and gas operated dry powder extinguishers;

(v) Twin and special nozzles of pump type extinguishers;

(vi) Snap clamps, clamp pins and expansion rings on "Jones" type fire hose couplings;

(vii) Latch assembly and expansion rings of British type fire hose couplings to the extent essential to the efficient functioning of the parts;

(viii) Swivels, wires and expansion rings on screw type fire hose couplings;

(ix) Swivels, wires, rollers and expansion rings of suction hose couplings;

(x) Hose and hydrant adaptors;

(xi) Swivels, wires, clappers and seats of Siamese connections;

(xii) Playpipes made only from drawn or brazed sheet brass, no more than 2½ inches in diameter at the base, and no more than 15 inches long;

(xiii) Ball type and cylinder type shut-off nozzles;

(xiv) Nozzle tips;

(xv) Portable deluge nozzles, not including tips and handles;

(xvi) The following hydrant fittings to the extent essential to their efficient functioning: valve seat discs, guides, operating valve stems, stuffing boxes, nuts and bolts;

(xvii) The following indicator post fittings to the extent essential to their efficient functioning: valve stems, seats, discs, packing glands and glands of bonnet openings;

(xviii) The following parts of portable generators and fixed pipe systems, to the extent essential to their efficient functioning: generator bodies with the exception of bases; shut-off valves with the exception of handles; screens and check valves;

(xix) Water spray nozzles with orifice openings in head of ⅛-inch diameter and smaller;

(xx) Lightning rods for electrical power stations and industrial plant stacks;

(xxi) Valve seats, discs, stems and guides;

(xxii) The following parts of automatic sprinkler systems and automatic fire alarm systems, approved by Underwriters' Laboratories, Inc., or Factory Mutual Laboratories:

Actuating units of Aero Alarms.

Air Check Housing.

Air Tubing A.

Angle Pieces.

Armature Links.

Arm Links.

Attaching Collars.

Auxiliary Levers.

Baffles.

Balls.

Ball Rivets.

Bearing Plates.

Bearings.

Bell Line Bleeders.

Bolts.

Bonnets.

Brushes.

Bucket Wheels.

Burrs.

Bushings.

Caps.

Center Pieces.

Clappers.

Clapper Latches.

Clapper Latch Levers.

Clapper Stops.

Clips.

Condenser Parts.

Conductors.

Connections.

Connection Links.

Connectors.

Contact Holders.

Contact Operating Levers.

Contact Plungers.

Contact Posts.

Contacts.

Contact Sockets.

Couplings.

Covers.

Cylinder Valve Supports.

Deflectors.

Diaphragms.

Diaphragm Plates.

Diaphragm Plungers.

Diaphragm Rods.

Discs.

Disc Clamps.

Disc Holders.

Disc Rods.

Ejector Bodies.

Elbows.

Enclosing Boxes and Covers.

Escapment Levers, holders, and ratchets.

Frames for Sealed Sprinkler Heads.

Fulcrum Levers.

Gaskets.

Gates.

Glands.

Gland Clamps.

Gland Holders.

Glass Holders.

Guide Rods.

Guide Rod Plates.

Hammers.

Hooks.

Housings.

Inlet Restrictions.

Inserts.

Jumpers.

Keys.

Knee Pieces.

Labels of inspecting laboratories.

Latches.

Latch Rollers.

Lever Heads.

Lever Rollers.

Levers for Sprinkler Heads.

Liners.

Links.

Lock Bars.

Lock Spacers.

Lower Shells.

Manifold Blocks.

Manual Pull Gams.

Manual Pull Levers.

Mercoid Plates.

Mercury Check Header Bars and Manifolds.

Monitor Valve Holders.

Monitor Valve seats.

Nipples.

Nozzle Strainers.

Nuts.

Operating Levers.

Pawls.

Pilots.

Pilot Valve Parts.

Pin Holders.

Pinions.

Pins.

Plates.

Plugs.

Plungers.

Plunger Discs.

Pressure Regulator Parts.

Pull Cables.

Pull Rods.

Pump Valve Levers.

Pump Valve Seats.

Quadrants.

Reduction Levers.

Release Frames.

Releasing Levers.

Relief Valve Housings.

Reseating Latches.

Reset Buttons.

Restrictions.

Reset Lugs.

Restriction Tubes.

Retaining Plates.

Rocker Arms.

Roll Rams.

Rollers.

Screens.

Screws.

Sealing Eyes.

Sealing Wires.

Seat Holders.

Seats.

Shafts.

Sight Slides.

Siren Valve Bodies.

Siren Valve Seats.

Snap Action Frames.

Snap Action Rolls.

Socket Pieces.

Spacers.

Spring Guides.

Spring Lugs.

Spring Retainers.

Springs.

Stems.

Studs.

Supports.

Switches.

Switch Carriages.

Switch Holders.

Sylphons.

Sylphon Bases.

Sylphon Caps.

Terminals.

Test Connectors.

Test Fingers.

Test Tubing Connections.

Tie Rods.

Tongue Flanges.

Tongue Latches.

Tongue Plates.

Tube Solder Plates.

Tubing and fittings.

Upper Shells.

Valve Holders.

Valve Guides.

Valve Rods.

Valves, not over 2 inches.

Valve Stems.

Velocity Bodies.

Velocity Check Plugs.

Velocity Clappers.

Vent Adaptors.

Vent Bodies.

Vent Elbows.

Vent Ties.

Washers.
Wedges.
Weight Bottom Plates.
Weight Guide Rods.
Weight Guides.
Weight Latches.
Weight Pawls.
Weight Stops.
Wire and Cable.
Yokes.
Yokes Collars.

(6) Lead:

(i) As a component of fusible link alloy or solder;

(ii) In underground pipe connections to the extent essential to efficient functioning of such connections;

(iii) In copper Base alloys, the use of which is permitted by paragraph (5) hereof;

(iv) As required for extinguisher nozzles;

(7) Mercury, as required in check valves for automatic alarm systems;

(8) Nickel, as a component of stainless steel the use of which is permitted by subparagraph (10) hereof;

(9) Tin:

(i) As a component of fusible link alloy;

(ii) In copper base alloys the use of which is permitted by paragraph (5) hereof, but only where no tin-free alloy can be used and only to the extent essential to efficient functioning;

(iii) In condenser parts for automatic fire alarms;

(iv) Up to 30 percent by weight, in metals used in the coating of copper or of copper alloys for anti-corrosion protection;

(v) Up to 5 percent by weight in metal for coating steel shells or malleable iron couplings;

(vi) In terne plate where metal protected steel is required and galvanized iron cannot be used; or

(vii) In solder up to 30 percent by weight; or up to 50 percent upon specific authorization by the Director of Priorities;

(10) Stainless steel:

(i) In hinge pins; or

(ii) In the construction of mercury check valves.

(11) Zinc:

(i) In automatic fire alarm systems, to the extent essential to efficient functioning;

(ii) In copper alloys, the use of which is permitted by paragraph (5) hereof;

(iii) In die cast parts;

(iv) As protection of iron or steel parts against corrosion; or

(v) As sheet to the extent that corrosion-resistant metal is essential to efficient functioning.

(12) Asbestos in gaskets on fixed foam applicator pipes;

(13) Crude rubber for diaphragms or gaskets for dry valves on sprinkler systems

and reclaimed rubber for hose for fire extinguishers.

(14) Synthetic rubber other than neoprene, to the extent essential to efficient functioning.

[F. R. Doc. 42-1709; Filed, February 27, 1942; 10:14 a. m.]

CHAPTER XI—OFFICE OF PRICE ADMINISTRATION

PART 1302—ALUMINUM

AMENDMENT NO. 1 TO REVISED PRICE SCHEDULE NO. 2—ALUMINUM SCRAP AND SECONDARY ALUMINUM INGOT

A statement of the considerations involved in the issuance of this Amendment has been prepared and is issued simultaneously herewith.¹

Sections 1302.1 and 1302.8 (b) are hereby amended to read as set forth below, and § 1302.9a is added:

§ 1302.1 *Maximum prices of aluminum scrap and secondary aluminum ingot.*

(a) On and after November 1, 1941, regardless of the terms of any contract of sale or purchase, or other commitment, no person shall sell, offer to sell, deliver or transfer, aluminum scrap or secondary aluminum ingot, and no person shall buy, offer to buy, or accept delivery of, aluminum scrap or secondary aluminum ingot, at prices higher than the maximum prices set forth in §§ 1302.10 and 1302.11, Appendices A and B hereof, except as provided in paragraph (b) of this section.

(b) On and after February 26, 1942, any person may sell, offer to sell, deliver or transfer, to the Metals Reserve Company, or its duly authorized agent or agents, aluminum scrap, pursuant to the program with respect to idle or excessive inventories of aluminum materials adopted and announced by the War Production Board, Division of Industry Operations, on February 24, 1942, and the Metals Reserve Company, or its duly authorized agent or agents, may buy, offer to buy, or accept delivery of, aluminum scrap, pursuant to such program, without regard to the provisions of Price Schedule No. 2: *Provided, however*, That the provisions of Price Schedule No. 2 shall apply to all sales, deliveries or transfers, of such aluminum scrap by the Metals Reserve Company or its duly authorized agent or agents.

§ 1302.8 *Definitions.*

(b) "Aluminum scrap" means the grades of aluminum scrap set forth in § 1302.10, Appendix A, of this Revised Price Schedule No. 2. These grades include all aluminum materials which are the waste or by-product of any kind of metal working, as well as materials which have been discarded from inventory or use because of obsolescence, failure

¹ The statement of considerations has been filed with the Division of the Federal Register.

ure or other reason, and which are to be remelted for further use.

§ 1302.9a *Effective dates of amendments.* (a) Amendment No. 1 (§§ 1302.1, 1302.8 (b) and 1302.9a) to Revised Price Schedule No. 2 shall become effective February 26, 1942.

(Pub. Law 421, 77th Cong., 2d Sess.)

Issued this 26th day of February 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-1705; Filed, February 26, 1942; 5:11 p. m.]

PART 1339—BURLAP AND BURLAP PRODUCTS

AMENDMENT NO. 1 TO REVISED PRICE SCHEDULE NO. 18¹—BURLAP

A statement of the considerations involved in the issuance of this Amendment No. 1 to Revised Price Schedule No. 18 has been prepared and is issued simultaneously herewith.²

Section 1339.11 is hereby amended by designating the provisions thereof as paragraph (a) and by adding thereto two new paragraphs (b) and (c), and a new § 1339.10a is added, as set forth below:

§ 1339.11 *Appendix A: Maximum prices for burlap.*

(b) Charges for war risk insurance in excess of 2½% actually paid with respect to the burlap sold, may be added to the maximum prices set forth in paragraph (a) of this section: *Provided*, That if any such excess war risk insurance charges are added to the applicable maximum prices, an invoice or similar document shall be delivered to the purchaser showing the amount of such charges.

(c) Charges for ocean freight, from India to port of discharge, in excess of \$25.00 per 40 cubic feet, or \$25.00 per 16 cwt., actually paid with respect to the burlap sold, may be added to the maximum prices set forth in paragraph (a) of this section: *Provided*, That if any such excess ocean freight charges are added to the applicable maximum prices, an invoice or similar document shall be delivered to the purchaser showing the amount of such charges.

§ 1339.10a *Effective dates of amendments.* (a) Amendment No. 1 (§ 1339.11 (a), (b), and (c), and § 1339.10a) to Revised Price Schedule No. 18 shall become effective March 3, 1942.

(Pub. Law 421, 77th Cong., 2d Sess.)

Issued this 26th day of February 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-1702; Filed, February 26, 1942; 5:09 p. m.]

¹ 7 F.R. 1241.

² The statement of considerations has been filed with the Division of the Federal Register.

PART 1347—PAPER AND PAPER PRODUCTS
AMENDMENT NO. 1 TO REVISED PRICE SCHEDULE NO. 30—WASTEPAPER¹

Section 1347.10, (a), footnote 4 (a), thereof, is amended to be footnote 4 (b); a new footnote 4 (a) is added, and paragraph (b) of § 1347.10 is amended to read as follows; and a new § 1347.9a is added:

§ 1347.10 Appendix A: Maximum prices for wastepaper.

* * * * *

"If, in any sale of wastepaper, the point of shipment is the premises of the seller, then, if there is no rail siding or barge dock at or upon such premises, and if the wastepaper is transported to and loaded on a freight car or barge at a team track or public dock for transportation to the buyer by or at the expense of the seller, the seller may add to the price, which in no event may exceed the maximum price provided by the Schedule, an amount not in excess of \$1.00 per short ton. If the point of shipment is at premises other than those of the seller, and there is no rail siding or barge dock at or upon such premises, the aforesaid allowance may be added for transportation to and loading at a public team track or public barge dock by the seller for transportation to the buyer, in the manner aforesaid, provided the wastepaper so transported and loaded was not sorted, packed, baled or accumulated by the seller. This allowance, whenever added, must be shown as a separate item in the invoice, and may only be added under the circumstances hereinbefore described. No such allowance may be added if either the point of shipment or the team track or barge dock at which the wastepaper is loaded is within the limits of the railway switching district of Chicago, Illinois.

(b) The maximum delivered price for waste paper shall not exceed the established point of shipment price set forth in (a) hereof, plus such of the following transportation allowances as are shown as separate items in the billing or invoice:

(1) When transportation to the buyer is by public (common or contract) carrier, the lowest established transportation rate for an identical shipment;

(2) When transportation to the buyer is by vehicle owned or controlled by the seller other than a common or contract carrier;

(i) An amount not in excess of \$1.00 per short ton, plus actual toll charges, when the point of shipment and the buyer's premises are located in the same city, town or municipality, or at a distance of ten miles or less from each other by the shortest available public highway route.

(ii) An amount per short ton not in excess of the charge at the lowest published rail rate for full carload shipments of waste paper, when the point of shipment and the buyer's premises are not located in the same city, town or municipality and are at a distance of more than ten miles from each other by the shortest available public highway route.

All sales of wastepaper to a consumer shall be invoiced. The invoice shall state as separate items the origin and destination of the wastepaper, and if delivered in a vehicle owned or controlled by the

seller, the mileage and the charge for such service.

§ 1347.9a Effective dates of amendments. (a) Amendment No. 1 (§ 1347.10 (a), § 1347.10 (b) and § 1347.9a) to Revised Price Schedule No. 30 shall become effective February 27, 1942. (Pub. No. 421, 77th Cong. 2d Sess.)

Issued this 27th day of February 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-1728; Filed, February 27, 1942; 11:59 a. m.]

TITLE 46—SHIPPING

CHAPTER I—BUREAU OF MARINE INSPECTION AND NAVIGATION

SUBCHAPTER A—DOCUMENTATION, ENTRANCE AND CLEARANCE OF VESSELS, ETC.

[Order No. 216]

CERTAIN VESSELS OPERATING IN FOREIGN AND INTERCOASTAL TRADE

FEBRUARY 27, 1942.

Upon the recommendation of the Chairman of the United States Maritime Commission and by virtue of the authority vested in me by the provisions of Executive Order No. 8976, dated December 12, 1941, (6 F.R. 6441), I hereby waive compliance with the provisions of section 4178 R.S., as amended, (46 U.S.C. 46), and of section 4495 R.S., (46 U.S.C. 493), in the case of vessels of 1,000 gross tons and over operating in foreign and intercoastal trade.

[SEAL] WAYNE C. TAYLOR,
Acting Secretary of Commerce.

[F. R. Doc. 42-1730; Filed, February 27, 1942; 11:55 a. m.]

[Order No. 217]

REQUIREMENT FOR CERTAIN OFFICERS TO BE MEMBERS OF UNITED STATES NAVAL RESERVE

FEBRUARY 27, 1942.

Upon the written recommendation of the War Shipping Administrator and by virtue of the authority vested in me by the provisions of Executive Order No. 8976, dated December 12, 1941 (6 F.R. 6441), I hereby waive compliance with so much of subsection (g) of section 302 of the Merchant Marine Act, 1936, as amended (46 U.S.C. 1132 (g)) as requires that all of the deck and engineer officers employed on the United States Maritime Commission's vessels, if eligible, be members of the United States Naval Reserve.

[SEAL] WAYNE C. TAYLOR,
Acting Secretary of Commerce.

[F. R. Doc. 42-1731; Filed, February 27, 1942; 12:02 p. m.]

SUBCHAPTER E—LOAD LINES

[Order No. 215]

PART 47—TEMPORARY VARIANCE FOR COASTWISE VOYAGES BY SEA AND GREAT LAKES VOYAGES

FEBRUARY 26, 1942.

Section 47.7 (Seasonal freeboards) is amended to read as follows:

§ 47.7 Seasonal freeboards. For coastwise voyages by sea, the determination of seasonal freeboards, other than the summer freeboard determined in § 47.6, are to be as provided in Part 43; the freeboard for all seasons is the seasonal freeboard of the loading port. For voyages on the Great Lakes, no change in the position of the intermediate and winter marks will be made from the position determined by Part 45 and, for voyages on the Great Lakes, the winter season shall be that period from November 1 through April 15 of the next year, the intermediate seasons from April 16 through April 30 and from October 1 through October 31, and the summer season from May 1 through September 30. (Sec. 2, 49 Stat. 888, 1543; 46 U.S.C., 88a, and the Act of July 3, 1941)

[SEAL] WAYNE C. TAYLOR,
Acting Secretary of Commerce.

[F. R. Doc. 42-1729; Filed, February 27, 1942; 11:55 a. m.]

TITLE 47—TELECOMMUNICATION

CHAPTER I—FEDERAL COMMUNICATIONS COMMISSION

PART 1—RULES OF PRACTICE AND PROCEDURE

The Commission on February 24, 1942, effective immediately, amended paragraph (b) of § 1.196 (Notice of hearing under part I of title III) to read as follows:

§ 1.196 Notice of hearing under part I of Title III.

(b) Notice of the filing of applications under Part I of Title III of the Act and of the date fixed for hearing on such applications shall be published weekly in the office of the Commission and posted in the office of the Secretary. (Sec. 4 (i), 48 Stat. 1068; 47 U.S.C. 154 (i))

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 42-1703; Filed, February 27, 1942; 10:05 a. m.]

Notices

DEPARTMENT OF THE INTERIOR.

Bituminous Coal Division.

[Docket No. B-216]

IN THE MATTER OF R. H. LUTZ & WALTER CONDON, A PARTNERSHIP, DOING BUSINESS AS LUTZ & CONDON, CODE MEMBERS, DEFENDANT

NOTICE OF AND ORDER FOR HEARING

A complaint dated February 4, 1942, pursuant to the provisions of sections 4 II (j) and 5 (b) of the Bituminous Coal Act of 1937, having been duly filed on February 10, 1942, by Bituminous Coal Producers Board for District No. 1, a district board, complainant, with the Bituminous Coal Division alleging willful violation by the defendant of the Bitu-

¹ 7 F.R. 1201.

minous Coal Code or rules and regulations thereunder;

It is ordered, That a hearing in respect to the subject matter of such complaint be held on March 30, 1942, at 10 a. m., at a hearing room of the Bituminous Coal Division at the Community Room, City Hall, Altoona, Pennsylvania.

It is further ordered, That Joseph A. Huston or any other officer or officers of the Bituminous Coal Division duly designated for that purpose shall preside at the hearing in such matter. The officer so designated to preside at such hearing is hereby authorized to conduct said hearing, to administer oaths and affirmations, examine witnesses, subpoena witnesses, compel their attendance, take evidence, require the production of any books, papers, correspondence, memoranda or other records deemed relevant or material to the inquiry, to continue said hearing from time to time, and to such places as he may direct by announcement at said hearing or any adjourned hearing or by subsequent notice, and to prepare and submit proposed findings of fact and conclusions and the recommendation of an appropriate order in the premises, and to perform all other duties in connection therewith authorized by law.

Notice of such hearing is hereby given to said defendant and to all other parties herein and to all persons and entities having an interest in such proceeding. Any person or entity eligible under § 301.123 of the Rules and Regulations Governing Practice and Procedure Before the Bituminous Coal Division in Proceedings Instituted Pursuant to sections 4 II (j) and 5 (b) of the Bituminous Coal Act of 1937, may file a petition for intervention not later than five (5) days before the date herein set for hearing on the complaint.

Notice is hereby given, that answer to the complaint must be filed with the Bituminous Coal Division at its Washington office or with any one of the statistical bureaus of the Division, within twenty (20) days after date of service thereof on the defendant; and that any defendant failing to file an answer within such period, unless otherwise ordered, shall be deemed to have admitted the allegations of the complaint herein and to have consented to the entry of an appropriate order on the basis of the facts alleged.

All persons are hereby notified, that the hearing in the above-entitled matter and orders entered therein may concern, in addition to the matters specifically alleged in the complaint herein, other matters incidental and related thereto, whether raised by amendment of the complaint, petition for intervention, or otherwise, and all persons are cautioned to be guided accordingly.

The matter concerned herewith is in regard to the complaint filed by said complainant, alleging wilful violation by the above-named defendant of the Bituminous Coal Code or rules and regulations thereunder as follows:

That the defendant, whose address is Shawville, Pennsylvania, wilfully violated section 4 Part II (e) of the Act and

Part II (e) of the Code by selling and delivering to R. S. Walker, doing business as Bradford Coal Company, Bigler, Pennsylvania, during the period April 15 through May 1941 approximately 88 tons of run of mine coal produced by the defendants at their Lutz and Condon Mine, Mine Index No. 2885, located in Clearfield County, Pennsylvania, in Subdistrict 8 of District No. 1 at a price of \$2.00 per net ton delivered by truck to the Bradford No. 4 siding, Surveyor, Pennsylvania, the applicable minimum price established for such coal for truck shipment being \$2.20 per net ton f. o. b. said mine, as contained in the Schedule of Effective Minimum Prices for District No. 1 for Truck Shipments; or the defendants wilfully violated the provisions of the Director's Order dated October 9, 1940, entered in General Docket No. 19, by selling to R. S. Walker, doing business as Bradford Coal Company, Bigler, Pennsylvania, during the period April 15 through May 1941, approximately 88 tons of run of mine coal produced at said mine at \$2.00 per net ton f. o. b. Bradford #4 railroad car loading dock or siding located at Surveyor, Pennsylvania, whereas at the time of said transactions no rail classification or prices were established for the coal produced at said mine.

Dated: February 26, 1942.

[SEAL]

DAN H. WHEELER,
Acting Director.

[F. R. Doc. 42-1714; Filed, February 27, 1942;
11:00 a. m.]

[Docket No. B-202]

IN THE MATTER OF H. R. KIRKBRIDE, CODE
MEMBER, DEFENDANT

NOTICE OF AND ORDER FOR HEARING

A complaint dated November 21, 1941, and amended complaint dated January 29, 1942, pursuant to sections 4 II (j) and 5 (b) of the Bituminous Coal Act of 1937, having been duly filed on December 31, 1941, and on February 2, 1942, respectively, by the Bituminous Coal Producers Board for District No. 1, a district board, complainant, with the Bituminous Coal Division, alleging wilful violation by the defendant of the Bituminous Coal Code and the rules and regulations thereunder;

It is ordered, That a hearing in respect to the subject matter of such amended complaint be held on March 30, 1942, at 10 a. m. at a hearing room of the Bituminous Coal Division at the Community Room, City Hall, Altoona, Pennsylvania.

It is further ordered, That Joseph A. Huston or any other officer or officers of the Bituminous Coal Division duly designated for that purpose shall preside at the hearing in such matter. The officer so designated to preside at such hearing is hereby authorized to conduct said hearing, to administer oaths and affirmations, examine witnesses, subpoena witnesses, compel their attendance, take evidence, require the production of any books, papers, correspondence, memoranda or other records deemed relevant or material to the in-

quiry, to continue said hearing from time to time, and to such places as he may direct by announcement at said hearing or any adjourned hearing or by subsequent notice, and to prepare and submit proposed findings of fact and conclusions and the recommendation of an appropriate order in the premises, and to perform all other duties in connection therewith authorized by law.

Notice of such hearing is hereby given to said defendant and to all other parties herein and to all persons and entities having an interest in such proceeding. Any person or entity eligible under Section 301.123 of the Rules and Regulations Governing Practice and Procedure Before the Bituminous Coal Division in Proceedings Instituted Pursuant to sections 4 II (j) and 5 (b) of the Bituminous Coal Act of 1937, may file a petition for intervention not later than five (5) days before the date herein set for hearing on the amended complaint.

Notice is hereby given that answer to the amended complaint must be filed with the Bituminous Coal Division at its Washington Office or with any one of the statistical bureaus of the Division, within twenty (20) days after date of service thereof on the defendant; and that any defendant failing to file an answer within such period, unless otherwise ordered, shall be deemed to have admitted the allegations of the amended complaint herein and to have consented to the entry of an appropriate order on the basis of the facts alleged.

All persons are hereby notified that the hearing in the above entitled matter and orders entered therein may concern, in addition to the matters specifically alleged in the amended complaint herein, other matters incidental and related thereto, whether raised by amendment of the amended complaint, petition for intervention, or otherwise, and all persons are cautioned to be guided accordingly.

The matter concerned herewith is in regard to the amended complaint, filed by said complainant, alleging wilful violation by the above named defendant of the Bituminous Coal Code or rules and regulations thereunder as follows:

That the said defendant whose address is R. D. 1, Kittanning, Pennsylvania, and who operates the Kirkbride Mine, Mine Index No. 1610, located in Armstrong County, Pennsylvania, in District No. 1, wilfully violated section 4 Part II (e) of the Act and Part II (e) of the Code by selling to various purchasers during the period from April 2, 1941 to August 12, 1941, both dates inclusive, at 5¢ per bushel (equivalent to approximately \$1.25 per ton) f. o. b. the said mine, approximately 55 tons of run of mine and modified run of mine coal produced by said defendant at said mine, whereas said coal was classified as Size Group 3 and priced at \$2.15 per net ton f. o. b. the mine as shown in the Schedule of Effective Minimum Prices for Truck Shipments for District No. 1. Therefore, said sales were made at a price of approximately 90¢ below the minimum established therefor by the Division; and

By selling to various purchasers during the period from August 12, 1941, to August 22, 1941, both dates inclusive, at 8¢ per bushel (equivalent to approximately \$2.00 per ton) f. o. b. said mine, approximately 7 tons of run of mine and modified run of mine coal produced by said defendant at said mine, whereas such coal was classified as Size Group 3 and priced at \$2.15 per net ton f. o. b. the said mine as shown in the said schedule. Therefore, said sales were made at a price which was approximately 15¢ below the minimum established therefor by the Division.

That the said defendant wilfully violated Orders Nos. 308 and 312, dated January 14, 1941, and February 24, 1941, respectively, by failing to comply with the provisions of the said orders during the period from August 1, 1941 to August 25, 1941, in that the said defendant failed to maintain and keep proper records and to file with the Division reports of all coal sold and shipped, by truck or wagon within the time and in the manner prescribed in said order.

That the said defendant also wilfully violated Rule 2 of section XII of the Marketing Rules and Regulations.

Dated: February 26, 1942.

[SEAL]

DAN H. WHEELER,
Acting Director.

[F. R. Doc. 42-1715; Filed, February 27, 1942;
11:00 a. m.]

[Docket No. A-1282]

PETITION OF GLENN SMALL, A CODE MEMBER IN DISTRICT NO. 15, FOR REVISION IN THE EFFECTIVE MINIMUM PRICES FOR THE COALS OF THE SMALL MINE (MINE INDEX NO. 962) IN DISTRICT NO. 15 FOR SHIPMENT BY TRUCK INTO ALL MARKET AREAS

NOTICE OF AND ORDER FOR HEARING

A petition, pursuant to the Bituminous Coal Act of 1937, having been duly filed with this Division by the above-named party;

It is ordered, That a hearing in the above-entitled matter under the applicable provisions of said Act and the rules of the Division be held on March 23, 1942, at 10 o'clock in the forenoon of that day, at a hearing room of the Bituminous Coal Division, at Room 536, Dwight Building, Kansas City, Missouri.

It is further ordered, That Scott A. Dahlquist or any other officer or officers of the Division duly designated for that purpose shall preside at the hearing in such matter. The officers so designated to preside at such hearing are hereby authorized to conduct said hearing, to administer oaths and affirmations, examine witnesses, subpoena witnesses, compel their attendance, take evidence, require the production of any books, papers, correspondence, memoranda, or other records deemed relevant or material to the inquiry, to continue said hearing from time to time, and to prepare and submit proposed findings of fact and conclusions and the recommendation of an appropriate order in the premises,

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and to perform all other duties in connection therewith authorized by law.

Notice of such hearing is hereby given to all parties herein and to persons or entities having an interest in this proceeding and eligible to become a party herein. Any person desiring to be admitted as a party to this proceeding may file a petition of intervention in accordance with the rules and regulations of the Bituminous Coal Division for proceedings instituted pursuant to section 4 II (d) of the Act, setting forth the facts on the basis of which the relief in the original petition is supported or opposed or on the basis of which other relief is sought. Such petitions of intervention shall be filed with the Bituminous Coal Division on or before March 18, 1942.

All persons are hereby notified that the hearing in the above-entitled matter and any orders entered therein, may concern, in addition to the matters specifically alleged in the petition, other matters necessarily incidental and related thereto, which may be raised by amendment to the petition, petitions of intervention or otherwise, or which may be necessary corollaries to the relief, if any, granted on the basis of this petition.

The matter concerned herewith is in regard to the petition of Glenn Small, a code member in Production Group No. 6 in District No. 15, for reductions in the effective minimum prices applicable to the coals of the Small Mine (Mine Index No. 962) in Size Groups 2 and 9, for shipment by truck into all market areas. Dated: February 26, 1942.

[SEAL]

DAN H. WHEELER,
Acting Director.

[F. R. Doc. 42-1716; Filed, February 27, 1942;
11:00 a. m.]

[Docket No. B-203]

IN THE MATTER OF RAYMOND BILLOTTE,
CODE MEMBER, DEFENDANT

NOTICE OF AND ORDER FOR HEARING

A complaint dated November 20, 1941, and amended complaint dated January 29, 1942, pursuant to sections 4 II (j) and 5 (b) of the Bituminous Coal Act of 1937, having been duly filed on December 31, 1941, and on February February 2, 1942, respectively, by the Bituminous Coal Producers Board for District No. 1, a district board, complainant, with the Bituminous Coal Division alleging wilful violation by the defendant of the Bituminous Coal Code and the rules and regulations thereunder;

It is ordered, That a hearing in respect to the subject matter of such amended complaint be held on March 27, 1942, at 10 a. m. at a hearing room of the Bituminous Coal Division at the Community Room, City Hall, Altoona, Pennsylvania.

It is further ordered, That Joseph A. Huston or any other officer or officers of the Bituminous Coal Division duly designated for that purpose shall preside at the hearing in such matter. The officer so designated to preside at such hearing is hereby authorized to conduct said

hearing is hereby authorized to conduct said hearing, to administer oaths and affirmations, examine witnesses, subpoena witnesses, compel their attendance, take evidence, require the production of any books, papers, correspondence, memoranda or other records deemed relevant or material to the inquiry, to continue said hearing from time to time, and to such places as he may direct by announcement at said hearing or any adjourned hearing or by subsequent notice, and to prepare and submit proposed findings of fact and conclusions and the recommendation of an appropriate order in the premises, and to perform all other duties in connection therewith authorized by law.

Notice of such hearing is hereby given to said defendant and to all other parties herein and to all persons and entities having an interest in such proceeding. Any person or entity eligible under Section 301.123 of the Rules and Regulations Governing Practice and Procedure Before the Bituminous Coal Division in Proceedings Instituted Pursuant to sections 4 II (j) and 5 (b) of the Bituminous Coal Act of 1937, may file a petition for intervention not later than five (5) days before the date herein set for hearing on the amended complaint.

Notice is hereby given that answer to the amended complaint must be filed with the Bituminous Coal Division at its Washington Office or with any one of the statistical bureaus of the Division within twenty (20) days after date of service thereof on the defendant; and that any defendant failing to file an answer within such period, unless otherwise ordered, shall be deemed to have admitted the allegations of the amended complaint herein and to have consented to the entry of an appropriate order on the basis of the facts alleged.

All persons are hereby notified that the hearing in the above-entitled matter and orders entered therein may concern, in addition to the matters specifically alleged in the amended complaint herein, other matters incidental and related thereto, whether raised by amendment of the amended complaint, petition for intervention, or otherwise, and all persons are cautioned to be guided accordingly.

The matter concerned herewith is in regard to the amended complaint, filed by said complainant, alleging wilful violation by the above-named defendant of the Bituminous Coal Code or rules and regulations thereunder as follows:

That the said defendant whose address is Surveyor, Pennsylvania, and who operates the Goshen Mine, Mine Index No. 131, located in Clearfield County, Pennsylvania, in District No. 1, wilfully violated section 4 Part II (e) of the Act and Part II (e) of the Code by selling to the Bradford Coal Company, Bigler, Pennsylvania, during the period from October 4, 1940 to May 16, 1941, both dates inclusive, approximately 2,246 tons of run of mine coal produced at the said mine at prices ranging from \$1.40 to \$2.10 per net ton dumped in railroad cars at the Bradford No. 4 siding in Surveyor, Penn-

sylvania, whereas said coal was classified in Size Group 3 and priced at \$2.25 per net ton f. o. b. the said railroad loading facility, as set forth in temporary schedule "A", annexed to and made a part of the order granting temporary relief dated October 3, 1940, in Docket No. A-57, supplementing the Schedule of Effective Minimum Prices for District No. 1 for All Shipments Except Truck.

Dated: February 25, 1942.

[SEAL] DAN H. WHEELER,
Acting Director.

[F. R. Doc. 42-1717; Filed, February 27, 1942;
11:01 a. m.]

[Docket No. A-1177]

PETITION OF L. O. RYALS, A CODE MEMBER PRODUCER IN DISTRICT NO. 15 FOR A REDUCTION IN THE EFFECTIVE MINIMUM PRICE FOR MINE RUN COAL PRODUCED FROM THE RYALS MINE (MINE INDEX NO. 935) FOR TRUCK SHIPMENTS TO ALL MARKET AREAS

ORDER REOPENING AND CHANGING PLACE OF HEARING

A hearing upon the original petition and an amendment thereto of L. O. Ryals, filed in the above-entitled matter, convened at Washington, D. C., on January 27, 1942, pursuant to a Notice of and Order for Hearing entered in that matter on December 4, 1941.

The original petitioner was not represented and offered no evidence in support of his petition at that hearing. Upon the original petitioner's failure in that respect, District Board No. 15, an intervening petitioner in the matter and represented at the hearing, moved that the original petition be dismissed without prejudice. The hearing was thereupon closed by the Examiner and the motion for dismissal referred to the Acting Director for determination.

It appears that the failure of the original petitioner to present evidence in support of his petition on the occasion of the hearing held in Washington, D. C., was due to the amount of the expense attendant the necessary travel between his residence at Mendota, Missouri, and Washington, D. C.; also that a hearing on his petition may now be scheduled at the time and place hereinafter designated at no undue expense to the Division or to any of the parties to the matter and that such rescheduling of the hearing will tend to promote the best interests of all such parties.

Now, therefore, it is ordered, That the hearing in the above-entitled matter be reopened and that the reopened hearing be held on March 23, 1942, at 10 o'clock in the forenoon of that day, at a hearing room of the Bituminous Coal Division, at Room 536, Dwight Building, 10th and Baltimore, in Kansas City, Missouri, before the officers heretofore designated to preside at such hearings.

Determination of the motion of the intervening petitioner, District Board No. 15, for the dismissal, without prejudice, of the original petition is deferred pending the holding of the reopened hearing herein scheduled for March 23, 1942.

Dated: February 26, 1942.

[SEAL] DAN H. WHEELER,
Acting Director.

[F. R. Doc. 42-1718; Filed, February 27, 1942;
11:01 a. m.]

[Docket No. 1855-FD]

IN THE MATTER OF DAVID JOPLING (CODE MEMBER), DEFENDANT

ORDER POSTPONING HEARING

The above-entitled matter having been heretofore scheduled for hearing on March 10, 1942, at 10:00 a. m. at a hearing room of the Bituminous Coal Division at the State Capitol Building, Des Moines, Iowa; and

It appearing to the Acting Director that it is advisable to postpone said hearing;

Now, therefore, it is ordered, That the hearing in the above-entitled matter be, and the same is hereby postponed to a date and at a hearing room to be hereafter designated by an appropriate Order.

Dated: February 25, 1942.

[SEAL] DAN H. WHEELER,
Acting Director.

[F. R. Doc. 42-1719; Filed, February 27, 1942;
11:01 a. m.]

[Docket No. A-1252]

PETITION OF ONTARIO GAS COAL COMPANY FOR THE ESTABLISHMENT OF PRICE CLASSIFICATIONS AND MINIMUM PRICES FOR THE COALS OF ITS TIDEWATER NO. 1 MINE, MINE INDEX NO. 289, IN DISTRICT NO. 7 PURSUANT TO SECTION 4 II (d) OF THE BITUMINOUS COAL ACT OF 1937

ORDER GRANTING POSTPONEMENT

The original petitioner having moved that the hearing in the above-entitled matter be postponed until April 20, 1942, and having shown good cause why its motion should be granted, and there having been no opposition thereto;

Now, therefore, it is ordered, That the hearing in the above-entitled matter be postponed from 10 o'clock in the forenoon of February 26, 1942, to 10 o'clock in the forenoon of April 20, 1942, at the place heretofore designated and before the officers previously designated to preside at said hearing.

Dated: February 24, 1942.

[SEAL] DAN H. WHEELER,
Acting Director.

[F. R. Doc. 42-1720; Filed, February 27, 1942;
11:01 a. m.]

DEPARTMENT OF LABOR.

Wage and Hour Division.

NOTICE OF CANCELLATION OF SPECIAL CERTIFICATE FOR THE EMPLOYMENT OF LEARNERS IN THE APPAREL INDUSTRY

Notice is hereby given that a special certificate for the employment of learners not to exceed at any one time five workers issued to the Solomon Underwear Company, Inc., 406 Broad Avenue, Palisades Park, New Jersey, on October 22, 1940, has been ordered cancelled as of the first date of violation because of violations of its terms.

The order of cancellation shall not become effective and enforceable until after the expiration of a fifteen-day period following the date on which this notice appears in the FEDERAL REGISTER. During this time petitions for reconsideration or review may be filed by any directly interested and aggrieved party pursuant to § 522.13 of the Regulations. If a petition is properly filed, the effective date of the order of cancellation shall be postponed until final action is taken on the petition.

Signed at City of New York this 26th day of February 1942.

ALEX G. NORDHOLM,
Duly Authorized Representative of
the Administrator.

[F. R. Doc. 42-1710; Filed, February 27, 1942;
10:43 a. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 1-2590]

IN THE MATTER OF WILLIAM J. LEMP BREWING COMPANY, \$5 PAR VALUE CAPITAL STOCK

ORDER GRANTING APPLICATION TO STRIKE FROM LISTING AND REGISTRATION

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C. on the 26th day of February, A. D. 1942.

The St. Louis Stock Exchange pursuant to section 12 (d) of the Securities Exchange Act of 1934, as amended, and Rule X-12D2-1 (b) promulgated thereunder, having made application to strike from listing and registration the \$5 Par Value Capital Stock of William J. Lemp Brewing Company.

After appropriate notice, a hearing having been held in this matter; and

The Commission having considered said application together with the evidence introduced at said hearing, and having due regard for the public interest and the protection of investors;

It is ordered, That said application be and the same is hereby granted, effective

at the close of the trading session on March 9, 1942.

By the Commission.

[SEAL] FRANCIS P. BRASSOR,
Secretary.

[F. R. Doc. 42-1725; Filed, February 27, 1942;
11:28 a. m.]

[File Nos. 59-17, 59-11, 54-25]

IN THE MATTERS OF THE UNITED LIGHT AND POWER COMPANY, THE UNITED LIGHT AND RAILWAYS COMPANY, AMERICAN LIGHT & TRACTION COMPANY, CONTINENTAL GAS & ELECTRIC CORPORATION, UNITED AMERICAN COMPANY, AND IOWA-NEBRASKA LIGHT AND POWER COMPANY, RESPONDENTS; THE UNITED LIGHT AND POWER COMPANY AND ITS SUBSIDIARY COMPANIES, RESPONDENTS; AND THE UNITED LIGHT AND POWER COMPANY, APPLICANT

ORDER GRANTING APPLICATION NO. 8

At a regular session of the Securities and Exchange Commission, held at its office in the City of Washington, D. C., on the 25th day of February, A. D. 1942.

The Commission having directed, by an order entered in this proceeding on March 20, 1941, pursuant to section 11 (b) (2) of the Public Utility Holding Company Act of 1935, that The United Light and Power Company be liquidated and dissolved and that said company make application to the Commission for the entry of any further orders necessary or appropriate for such purpose;

Said order having further provided that said company might submit to the Commission for its approval a plan proposing a method for complying with said order, on a basis which should be fair and equitable to its security holders, and providing for a determination of the relative rights and interests of its security holders in connection therewith;

The Commission having expressly reserved in said order jurisdiction to enter such further orders in this proceeding as may be necessary or appropriate for the purpose of carrying out the steps required by said order;

The United Light and Power Company having filed an application herein designated as Application No. 8, proposing a plan for the immediate payment of its long-term debt represented by three series of debentures maturing according to

their terms on January 1, 1973, May 1, 1974, and November 1, 1975, respectively;

A hearing having been held, and the Commission being fully advised in the premises and having this day issued and filed its findings and opinion herein; now therefore, on the basis of said findings and opinion, and pursuant to the applicable provisions of said Act, the applicable rules thereunder, and the Commission's said order of March 20, 1941, it is

Ordered, That the plan proposed by Application No. 8 be and it hereby is approved as submitted, and that said application be and it hereby is granted subject to the terms and conditions specified in Rule U-24;

Further ordered, That the outstanding debentures of each series issued by The United Light and Power Company shall become due and payable, in accordance with the provisions of said plan, on May 1, 1942, at the principal amount thereof plus accrued interest at that date, and that interest shall cease to accrue on said debentures on and after May 1, 1942;

Further ordered, That The United Light and Power Company be and it hereby is authorized and directed to consummate said plan according to its terms, and as soon as practicable to submit to the Commission for its approval such further plan or plans as may be necessary or appropriate for compliance with section 11 (b) (2) of said Act and with the Commission's aforesaid order of March 20, 1941.

By the Commission.

[SEAL] FRANCIS P. BRASSOR,
Secretary.

[F. R. Doc. 42-1726; Filed, February 27, 1942;
11:28 a. m.]

[File No. 37-23]

IN THE MATTER OF ATLANTIC UTILITY SERVICE CORPORATION

ORDER POSTPONING DATE OF HEARING

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 26th day of February, A. D. 1942.

The Commission having, on February 13, 1942, issued its Order postponing the date of hearing, in the above entitled matter, from February 17, 1942 to March 6, 1942; and

Representatives of the Public Utility Commission of the Commonwealth of

Pennsylvania having requested that said date of hearing be postponed, to some date in March, after March 9, 1942, and the Commission being of the opinion that said request may appropriately be granted;

It is ordered, That the date of the hearing in this matter be and is hereby postponed to March 19, 1942 at 10:00 A. M., at the offices of the Securities and Exchange Commission, located in the former Penn-Athletic Club Building, situated at 18th and Locust Streets, Philadelphia, Pennsylvania, in such room as may be designated by the hearing room clerk, before the officer of the Commission previously designated herein.

By the Commission.

[SEAL] FRANCIS P. BRASSOR,
Secretary.

[F. R. Doc. 42-1727; Filed, February 27, 1942;
11:28 a. m.]

UNITED STATES TARIFF COMMISSION.

[Investigation No. 116]

WOOL KNIT OR CROCHETED GLOVES AND MITTENS

INVESTIGATION DISCONTINUED AND DISMISSED

The Tariff Commission on February 20, 1942 discontinued and dismissed the investigation with respect to—

(a) Gloves and mittens, knit or crocheted, finished or unfinished, wholly or in chief value of wool, valued as defined in subdivisions (c), (d), (e), and (f) of section 402 of the Tariff Act of 1930, in the order specified in section 402 (a), at not more than \$3.50 per dozen pairs, and provided for in paragraph 1114 (b) of the Tariff Act of 1930

(b) Gloves and mittens, knit or crocheted, finished or unfinished, wholly or in chief value of wool, and provided for in paragraph 1529 (a) of the Tariff Act of 1930

This investigation was ordered by the Tariff Commission on October 29, 1940, pursuant to the provisions of Section 336 of Title III of the Tariff Act of 1930.

[SEAL] E. M. WHITCOMB,
Acting Secretary.

[F. R. Doc. 42-1674; Filed, February 27, 1942;
9:18 a. m.]

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